Row Labels	Count of Eartag Number
[redacted]	1
[redacted]	1
[redacted]	1
[redacted]	1
[redacted]	1
[redacted]	4
[redacted]	3
[redacted]	1
[redacted]	1
[redacted]	2
[redacted]	1
[redacted]	1
[redacted]	7
[redacted]	3
[redacted]	1
[redacted]	1
[redacted]	5
[redacted]	1
[redacted]	9
Grand Total	**45**

DRAFT

333/0024 Auchencheyne Ltd

Record of Phone Call – 13/04/2018 14:15

Present – [Redacted text]

A written agreement from Neil and Mary Gourlay had been received by e-mail on the 11th April giving permission to allow information of our recent cattle inspection to be discussed/released to [REDACTED TEXT]. On that basis a summary of the cattle inspection was provided to [REDACTED TEXT] by e-mail on 13/04/2018 and a time arranged to discuss the potential consequences of the inspection with him.

The call commenced with confirmation that [REDACTED TEXT] and [REDACTED TEXT] were at the Dumfries end of the call and [REDACTED TEXT] confirmed that he was on his own at the Drumbuie end.

I asked how [REDACTED TEXT] told us he had spoken to [REDACTED TEXT] a couple of nights ago and [Redacted text]

[REDACTED TEXT] had read through the e-mail summary of the inspection a couple of times and asked that we talk him through some of the numbers to allow him to understand the scale of the problem. [REDACTED TEXT] ran over the headline figures of numbers of cattle and passports expected at the inspection 1096; the number of cattle expected but not seen 92 and the number of passports uplifted for cattle not found 71. [REDACTED TEXT] commented that at many inspections there would be issues with animals not found and uplifted passports but acknowledged that it would not be on this scale. The difference between 92 and 71 was discussed and we outlined this could be lost passports , missing in the post etc. [REDACTED TEXT] asked if this was the only issue found what would have been the likely XC penalty, [REDACTED TEXT] responded that 5 % was the maximum penalty for first time negligent breaches.

[REDACTED TEXT] & [REDACTED TEXT] then ran through the numbers of passports which had been uplifted due to date of birth differences. [REDACTED TEXT] & [REDACTED TEXT] highlighted that these numbers were provisional as the inspection has not been fully completed. [REDACTED TEXT] & [REDACTED TEXT] confirmed that 254 passports were involved and provided the breakdown of those where the cattle record change was over or under 27 days.

[REDACTED TEXT] asked what had led to the discovery of incorrect dates of birth on passports. [REDACTED TEXT] explained that detail to [REDACTED TEXT] and why calving books were uplifted. 10 cattle seen at the inspection had not been registered and [REDACTED TEXT] referred the inspectors to the appropriate calving book. An anomaly in the calving book entry for one of the animals where the calving date seemed not to match the animal seen led to all of the calving books being uplifted. [REDACTED TEXT] explained that checks were made using the dates of birth in the calving books against the dates of birth recorded on CTS.

[REDACTED TEXT] explained that BCMS were currently processing the changes to dates of birth for a batch of 158 animals. Once processed NORs would be issued for all these animals which would allow the whole herd restriction to be lifted and movement of animals not the subject of DOB changes. Movement restrictions would then apply to individual animals. [REDACTED TEXT] queried what it meant to have a NOR and this was explained to him. [REDACTED TEXT] considered the potential financial and animal welfare impact of the NOR'ed animals.

[REDACTED TEXT] asked if the relevance of a NOR for store animals whose DOB was only slightly out meant that they could never enter the food chain. These measures were introduced many years ago but time has moved on could they be treated as over 30 month cattle. [REDACTED TEXT] asked if this could be raised with BCMS.

[REDACTED TEXT] mentioned that [Redacted text] had been in contact with BCMS to discuss the inspection. [Redacted text] had been notified to BCMS. [REDACTED TEXT] also advised that NG had also been in contact with BCMS regarding calving records and dates of birth.

Record keeping was discussed and [REDACTED TEXT] mentioned that [Redacted text] had been notified by the business that stockman's records were for their own personal use and that the computer records were the correct record. [REDACTED TEXT] advised that this would have been stated on the advice of their lawyer. [REDACTED TEXT] felt that this could not stand up in court as where else would you get the DOBs from and particularly when there are 4 calving books surely they all can't be wrong considering some of the staff have been there for many years.

[REDACTED TEXT].

[REDACTED TEXT] & [REDACTED TEXT] highlighted that there were 45 cattle with DOB changes that have moved off the farm in last year and are still alive. BCMS are aware of [REDACTED TEXT] but will need to contact the currrent keepers requesting passports and issuing NORs. [REDACTED TEXT] advised he was not sure of the timescale for this.

[REDACTED TEXT] told us that he was aware that [REDACTED TEXT] normally buy cattle from NG but as NG does not know when his movement restriction could be lifted or the implications for the suckled calves [REDACTED TEXT] thought that they have bought other cattle and were now "full up".

[REDACTED TEXT] and [REDACTED TEXT] told [REDACTED TEXT] that SSBSS animals from 2017 claims where a correction to DOB will not be eligible but as yet this has not been fully worked through. XC penalty for 2018 following inspection has not been calculated and would have to be discussed with HQ staff.

[REDACTED TEXT] told [REDACTED TEXT] that there will be a discussion with Area Office staff, HQ staff and BCMS probably on Monday to discuss the inspection including NGs request that calving records be ignored.

[REDACTED TEXT] was trying to calculate the potential impact of the loss of subsidy and the value of NOR'd cattle on and off farm which he thought could potentially be of the order of £500,000 - £600,000.

[REDACTED TEXT] asked what the value of NG's BPS would be to try and assess what the loss might be but [REDACTED TEXT] responded that he did not know. [REDACTED TEXT] speculated that subsidy payments could be worth £300,000.

[REDACTED TEXT].

The call ended at 15:15.

[Redacted text] [Redacted text]
16/04/2018 16/04/2018

The Scottish Government

Rural Payments and Inspections Directorate

British Cattle Movement Service

Notice restricting the movement of ALL cattle *off or *off and on to the holding

*delete as appropriate

Cattle Identification (Scotland) Regulations 2007 (as amended)
Commission Regulation (EC) 494/98
Regulation (EC) No 1760/2000

This Notice relates to cattle on the holding at:

1. Address

2. CPH No

I, being an authorised officer of the Scottish Ministers, give you notice in accordance with Commission Regulation (EC) No. 494/98 and Regulation 11 of the Cattle Identification (Scotland) Regulations 2007 (as amended) as the keeper of cattle on the holding detailed above requiring you to ensure that cattle are not moved *off or *off and on to the holding except under the authority of a licence issued by BCMS or an officer of the Scottish Ministers.

This notice will remain in force until it is cancelled in writing by BCMS or an officer of the Scottish Minister by:

- The keeper bringing the percentage of animals within their holding with discrepancies against the named regulations to 20% or below;
- The keeper having available accurate and up to date records on farm;
- The keeper beginning to register births/movements/deaths to BCMS
- The keeper presents all animals for inspection

Cattle with discrepancies requiring correction are listed in the Annex to this Notice, CPPS 28 Annex. A re-inspection maybe required before any restriction is lifted.

You must inform BCMS when you have taken the necessary action to lift the restriction by phoning **0845 050 1234** (please have all relevant details of the restriction to be lifted to hand when you call). Or you can write to the British Cattle Movement Service (BCMS) Curwen Road, Workington, CA14 2DD.

When a herd restriction is lifted, individual animals with discrepancies outstanding will remain under restriction until they fully comply with the Regulations. BCMS will confirm in writing that the herd restriction has been lifted and will list those animals still under restriction. These individual animal restrictions are not self lifting. You must inform BCMS when you have taken action to correct these discrepancies by phoning 0845 050 1234, or by completing form CPPS29 which has been left with you for this purpose.

Cattle with queries on the Cattle Tracing System (CTS) are not eligible for export.

BCMS act as agents for and on behalf of the Scottish Ministers

This Notice is issued to:

Name

Address
(if different to 1 above)

Issued by:

Signature

Officer of the Scottish Ministers

Name in BLOCK letters

Issuing Office Address

Telephone No

Notice received by:

Signature

Name in BLOCK letters

Status
e.g. keeper

Date

Time

Number of CPPS28 Annex forms attached

CPPS 28

The system of recording is done directly by Neil.

- Telephone live situation.

Neil reading from a statement.
10 or 15 messages on the phone
~~[redacted]~~ taken on live situation. or message
- Queries going back & forward.
Unwitnessed convs - dam - diary's old brought in where they can be logged -
Make an assessment of correct information made to the register.
If they have made field note books they refer to their books.

A number with no dates of birth — they have rung through 6 or 7 and not entered this into the ~~computer~~ own records.

Checks are made to Dam & Site - NG in office
Neil is not privy to calving books not part of any official information — Clarification - does not draw on them.
PG - not books primary source of information —

26/3 not in a position to be clear what he was signing up to.

Every stage he has provided information requested.

NG - Studded list sent back for passports to be uplifted - 5 very late - should have requested late registration.

[redacted]

Spring Calving 2018

Cow		Breed	Sex	Number		DOB.
53	(879)	ch×	H	706960		22/3/18
58	(393)	ch	B	106961	??	24/3/18
84	(167)	ch	H	202962		27/3/18
32	(068)	ch×	H	302963		28/3/18
92	(583)	ch×	H	406964		29/3/18
78	(273)	~~ch~~ SIM ZO	H	506965	Still born twins Twinned on from castle farm	~~2/4~~ 31/3
68	(734)	ch	H	606966		2/4/18
131	(399)	ch	H	706967		3/4/18

12 H CHX 407013

56 H CHX 507014

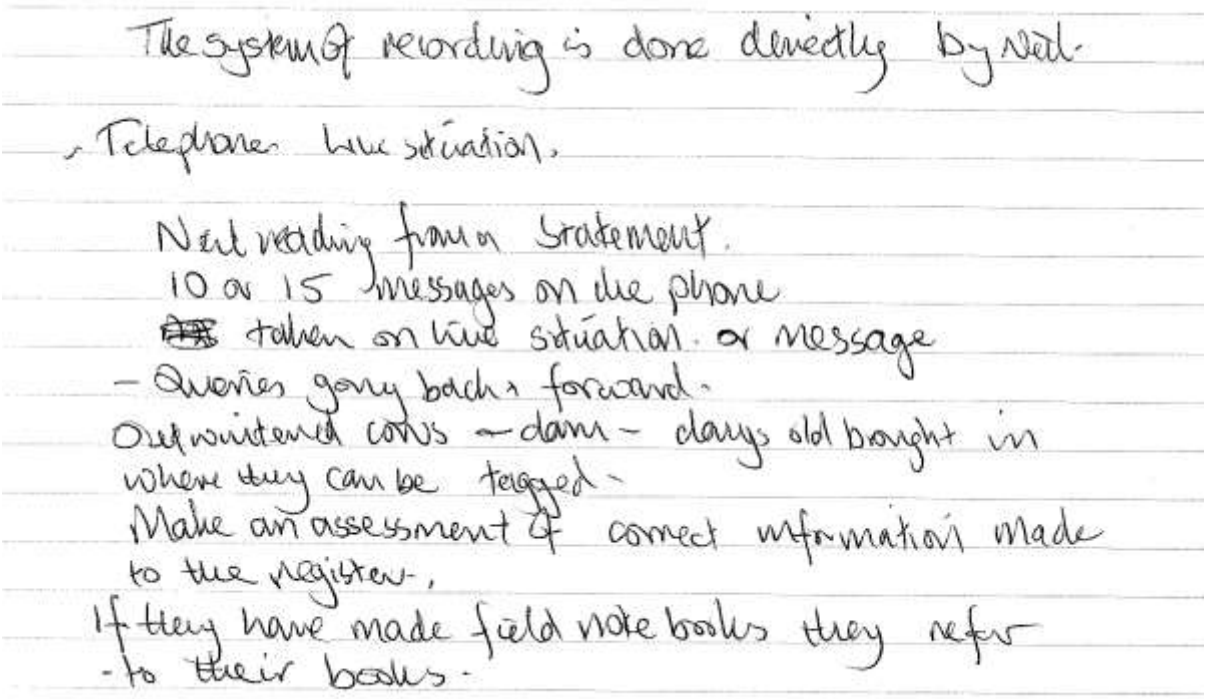
11 H CHX 607014

Twin dont to cow 99

83 B CHX 707016

29 B CHX 107017

80 H CHX 207018



The system of recording is done directly by Neil.

Telephone live situation.

- Neil Gourlay reading from a statement-
10 or 15 messages left on the phone,
Taken on live situation or message (mobile or answerphone in office)
Queries going back and forward (relating to Dam management tags etc)
Out wintered cows – dam – days old calves are brought in where they can be tagged.
Make an assessment of correct information made to the register
If they have made field notebooks they refer to their books.

A number with no dates of birth – they have rang through 6 or 7 and not entered this into the ~~computer –~~ own records.

Checks are made to Dam + Sire - NG in office Neil is not privy to Calving books not part of any official information – Clarification - does not draw on them

PG - Books not primary source of information –

26/3 not in a position to be clear what he was signing up to.

Every stage he has provided information requested.

NG – Studded list sent back for passports to be uplifted – 5 very late – should have requested late registration. [redacted]

A number with no dates of birth – they have rang through 6 or 7 and not entered this into the ~~computer –~~ own records.

Checks are made to Dam and Sire information in the office by Neil Gourlay on his computer. Neil is not privy to calving books – not part of any official information – Clarification to last statement - Neil does not draw on them.

[REDACTED TEXT] (Family member) added – Books are not the primary source of information.

At the meeting of 26th March when the attached was signed, Neil was not in a position to be clear what he was signing up to.

At every stage he has provided the information requested.

Neil stated that he had studied the list sent back for passports to be uplifted and 5 were very late registrations.

1 - calf 2 months premature - was registered with the date expected

4 late June - NIC, got into forestry calved - obviously older - Tagged when first seen to be born. fact should have been born 6 weeks previous. - older than 27 days Ease of doing the job under stressful times Put my hand up to that -

for everything else I have complied with the regulations.

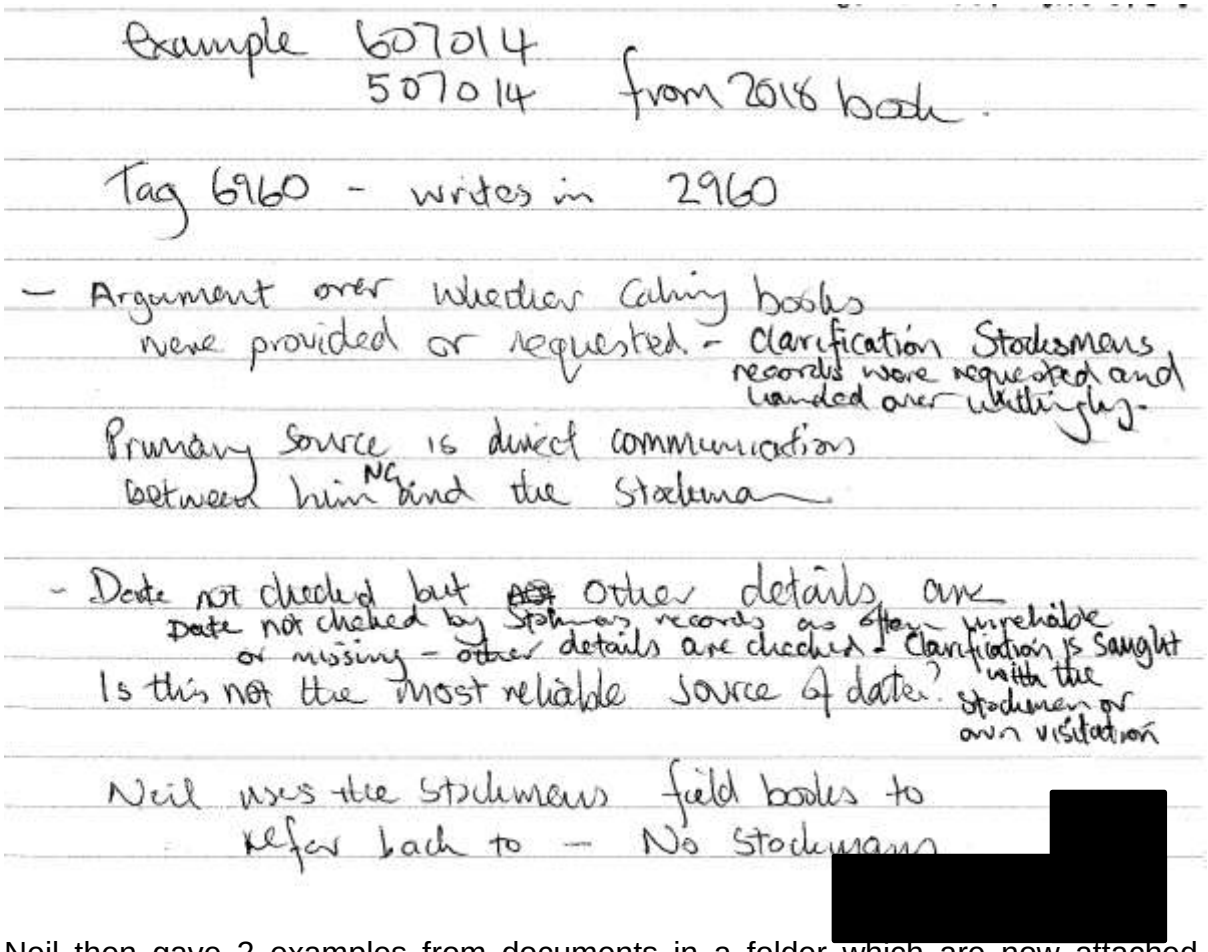
check clarification
Still have to ~~correct~~ every single bit of information from the man and change it. - where necessary where there are errors.

1 calf was 2 months premature – was registered with the date it was expected

4 late June calves were from cows which were thought not to be incalf and were in a field at the back of the farm. They calved and must have escaped into the forestry. When they appeared they were obviously older. Tagged when first seen to be born. In fact they should have been born 6 weeks previous. They were older than 27 days. Ease of doing the job under stressful times. Neil puts his hand up to that.
(5 eartag numbers identified later)

For everything else I have complied with the regulations.

Neil still has to ~~correct~~ clarification check every single bit if information from the man and change it – clarification –where necessary where there are errors.



Neil then gave 2 examples from documents in a folder which are now attached.

scan0105.pdf

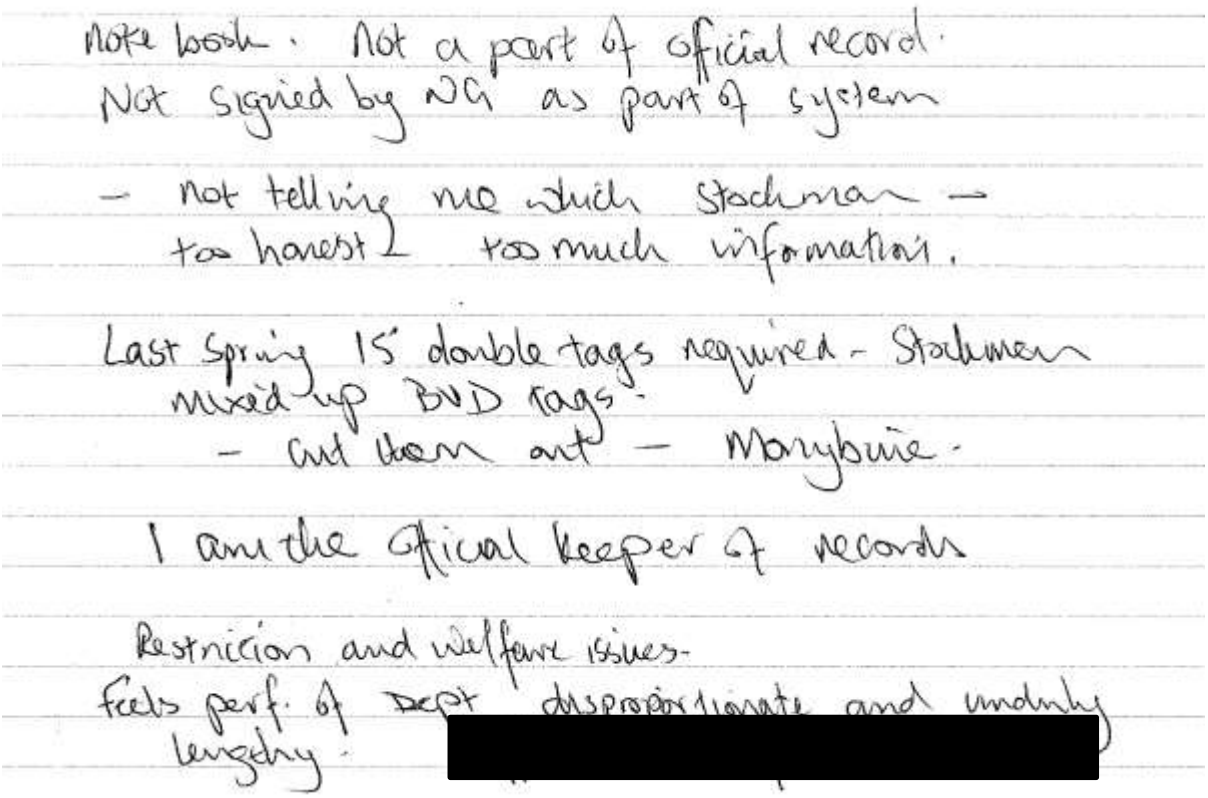
Example 607014
507014 from the 2018 book
Tag 6960 – writes in 2960

Then followed an argument / disagreement whether the calving books were provided or requested. Clarification Stockman's records were requested and handed over willingly.

Primary source is direct communication between him (Neil Gourlay) and the stockmen.

Date is not checked but the other details are – clarification date not checked by stockmans records as ofter unreliable or missing – other details are checked and clarification is sought with the stockmen or by Neil visiting himself to check.

Neil uses the stockmens field books to refer back to – No stockmens …



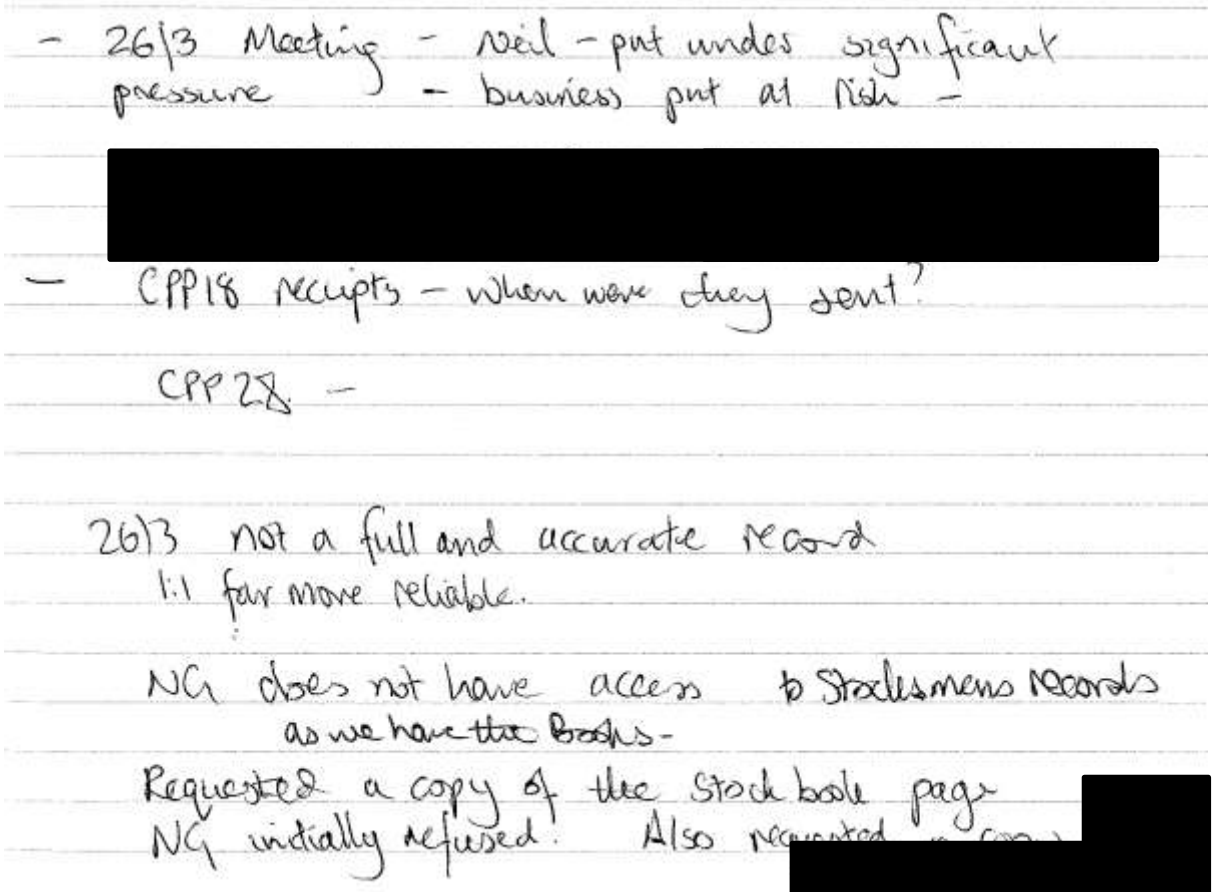
Note book. Not a part of the official record. Not signed by NG as part of system.

Not telling me which stockmen – Neil has been too honest – too much information.

Last Spring 15 double tags were required as the stockman mixed up BVD tags. (he took one from one side of the strip eg xxx90 and the other from the opposite side of the strip xxx99 and mismatched the tags.) Monybuie unit. Neil had to cut them out and replace them with the correct numbers

NG - I am the official keeper of records.

Restriction – Welfare issues.
NG feels the performance of the Department is disproportionate and unduly lengthy.
[REDACTED TEXT] ..



At the meeting of 26th March 2018 Neil was put under significant pressure – the business being put at risk)

[REDACTED TEXT].

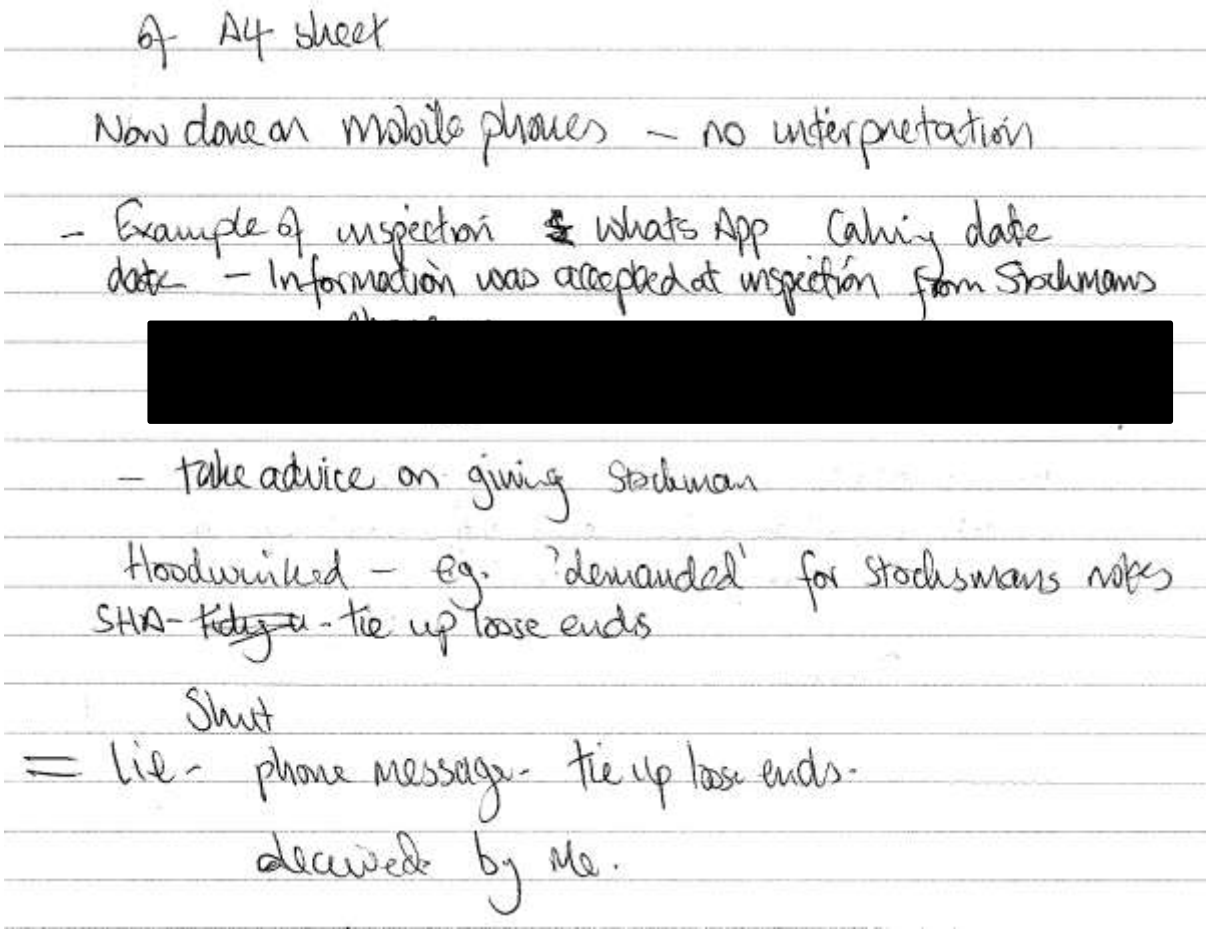
Mary Gourlay asked about the CPP18 receipts for the 247 passports and the CPP28.

Although not present on the day, the notes taken during the meeting of 26/03/2018 were described by [REDACTED TEXT] as not a full and accurate record.

One to One is far more reliable (referring to the stockmen leaving telephone messages)

Neil Gourlay does not have access to the stockmans records as we (RPID) have the books. (note books covering most of the 2013-2017 calving)

[REDACTED TEXT] then requested a copy of the stockbook page referred to by NG (page 4) and NG initially refused. Also a copy of …


of A4 sheet

Now done on Mobile phones – no interpretation

– Example of inspection & WhatsApp Calving date date – Information was accepted at inspection from Stockmans

[redacted]

– take advice on giving Stockman

Hoodwinked – eg. 'demanded' for stockmans notes

SHA- ~~fidge~~ - tie up loose ends

Shut

= lie - phone message - tie up loose ends.

deceived by Me.

the A4 sheet (also attached to page 4)

Now the information is sent by mobile phones – no interpretation.

Example of inspection where stockman provided some information on a WhatsApp relating to the date of birth of a queried animal.

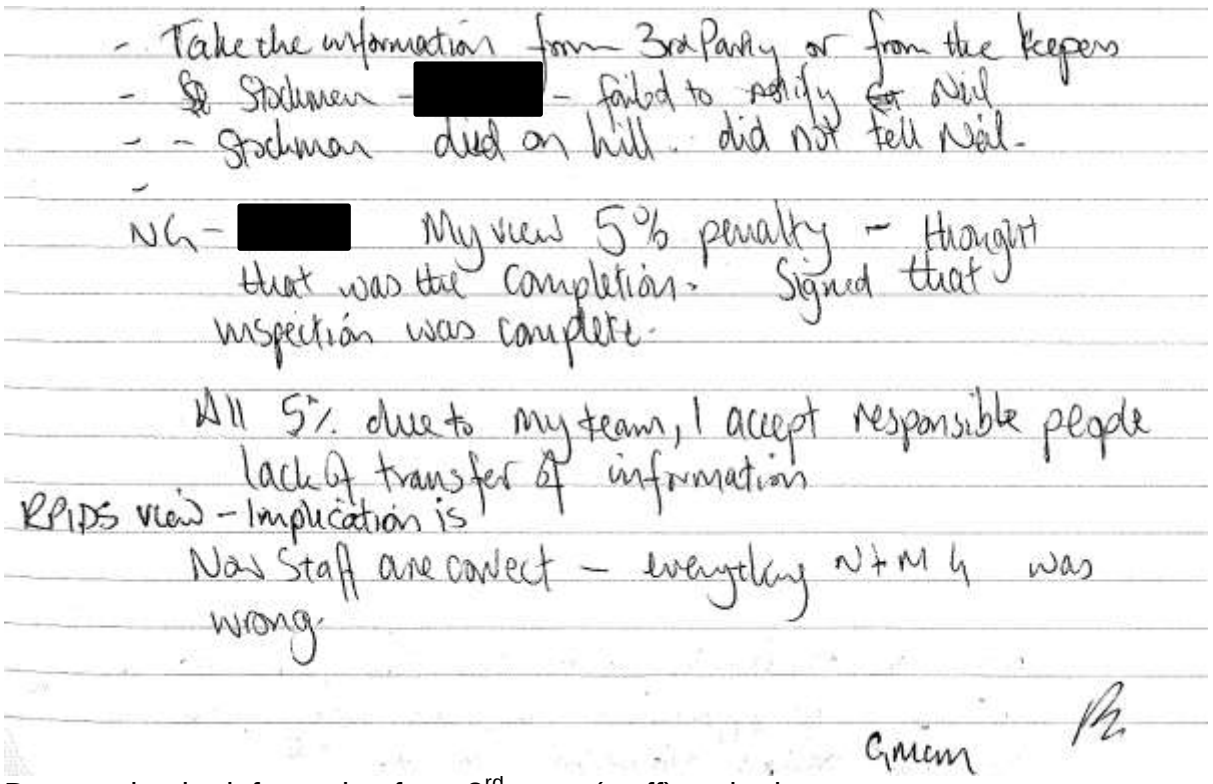
[REDACTED TEXT].

When requested to provide the address and contact details of all the stockmen in order that we could interview them to corroborate the system employed, Neil refused to provide that information at that time.

Going to take advice on giving stockman (contact details)

Neil Gourlay felt hoodwinked, when asked for an example [REDACTED TEXT] demanded stockmans notes and [REDACTED TEXT] described the situation as tieing up loose ends. (this refers to the 10 unregistered cattle found at inspection)

[REDACTED TEXT] lied to Neil Gourlay with the phone message to tie up loose ends, feels deceived by [REDACTED TEXT].



Do we take the information from 3rd party (staff) or the keepers

(Referred to approx.. 90 passports being uplifted for dead cattle not notified to BCMS)

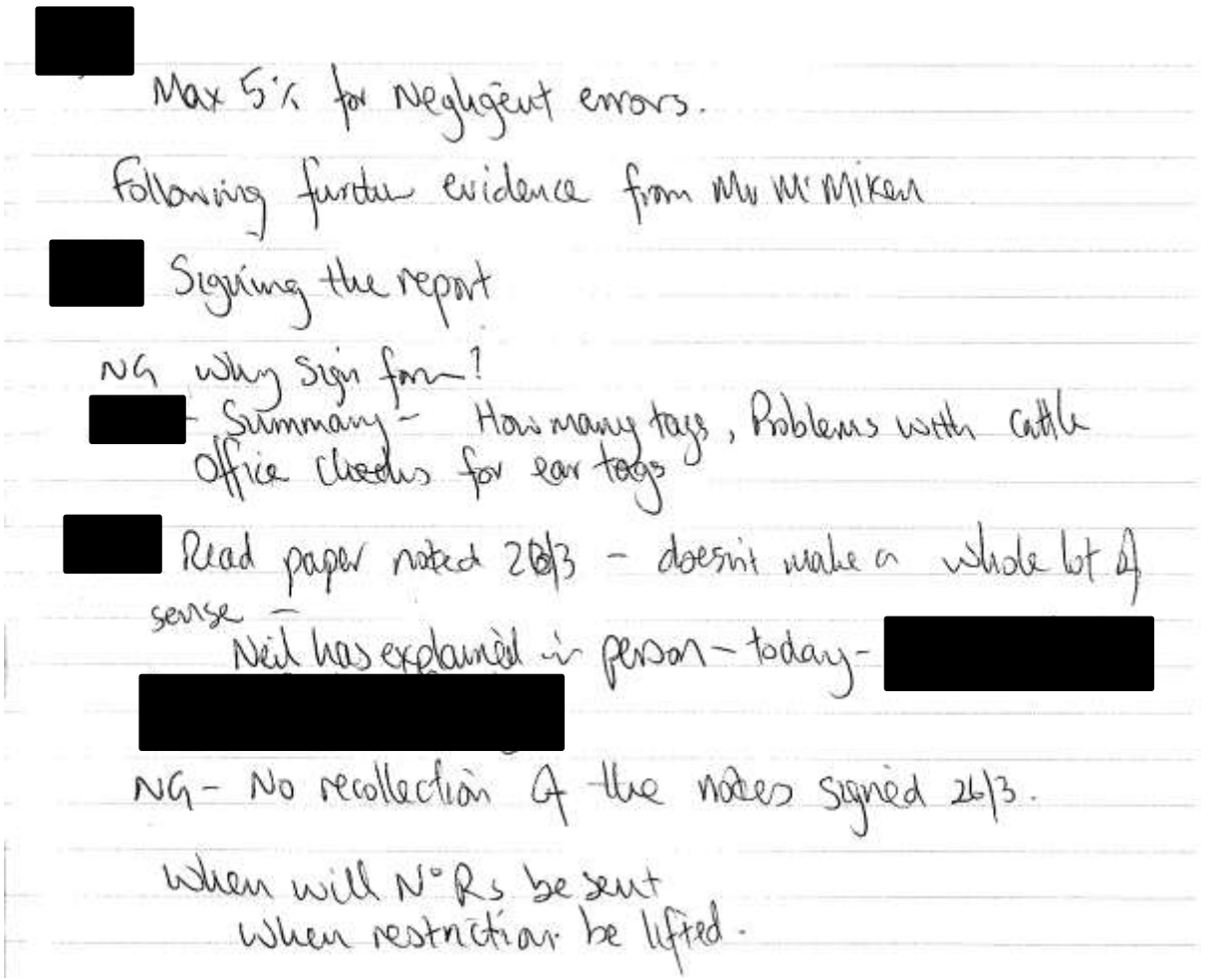
[REDACTED TEXT] (knackery) - Stockmen failed to notify Neil that [REDACTED TEXT] had collected dead cattle so Neil could return the passport and notify the death

Stockmen cattle that died on the hill – did not tell Neil.

NG queried [REDACTED TEXT] about the 5% maximum Negligent Cross Compliance Penalty. Neil Gourlay thought that was the inspection complete. The inspection report was signed that it was complete.

All the 5% penalty is due to Neil's team, Neil accepts that he is responsible for his people and the lack of transfer of information.

Now RPID's view is that the staff are correct – everything Neil and Mary Gourlay did was wrong.



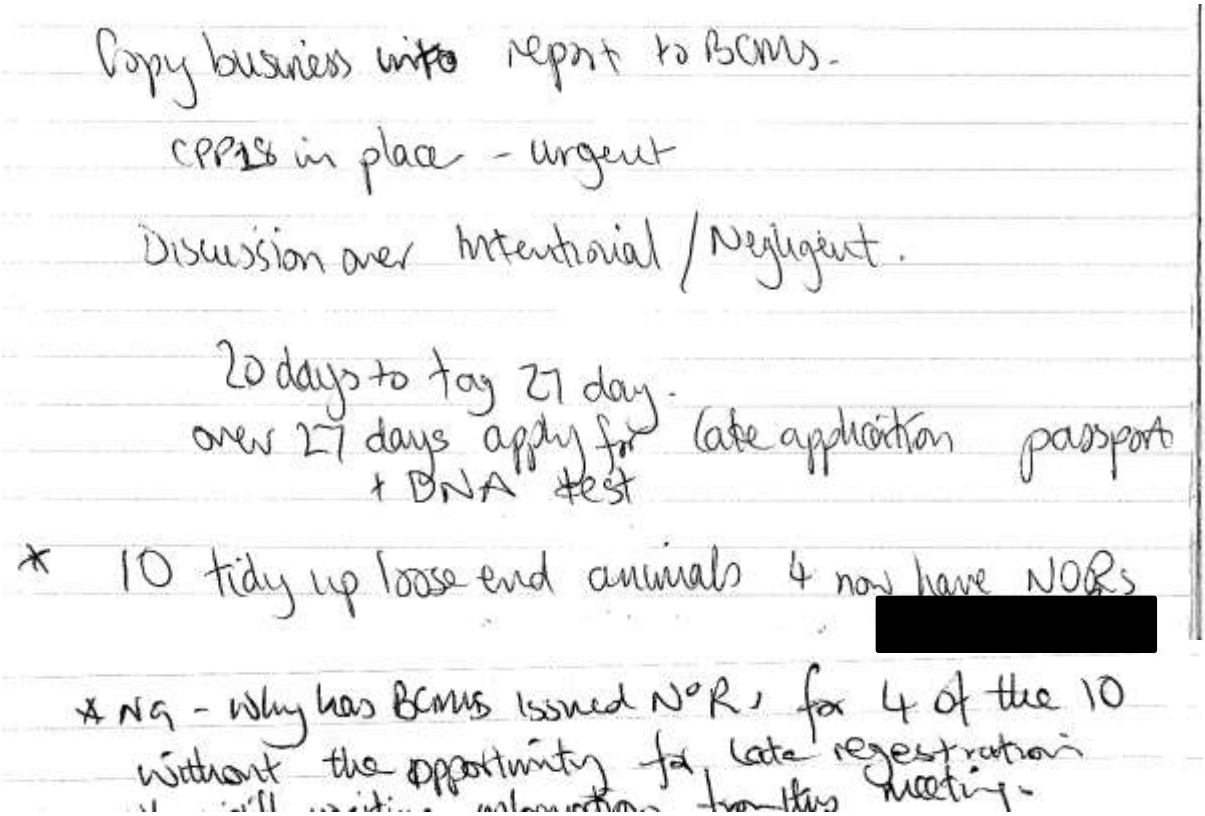
[REDACTED TEXT] confirmed 5% penalty for Negligent errors.
Following further evidence from [REDACTED TEXT]
A discussion followed about why the inspection report is signed.

[REDACTED TEXT] then read the notes written at the meeting on 26th March 2018 and commented that it did not make a whole lot of sense.

[REDACTED TEXT] - Neil has explained in person today – [REDACTED TEXT].

NG – I have no recollection of the notes signed 26/03/2018.

Questions then on when will the NoR's be sent and the CPP28 restriction lifted.


Copy business into report to BCMS.

CPP28 in place - urgent

Discussion over Intentional / Negligent.

20 days to tag 27 day.
over 27 days apply for late application passport + DNA test

* 10 tidy up loose end animals 4 now have NORs [redacted]

* NG - Why has BCMS issued NºR's for 4 of the 10 without the opportunity for late registration [illegible] meeting.

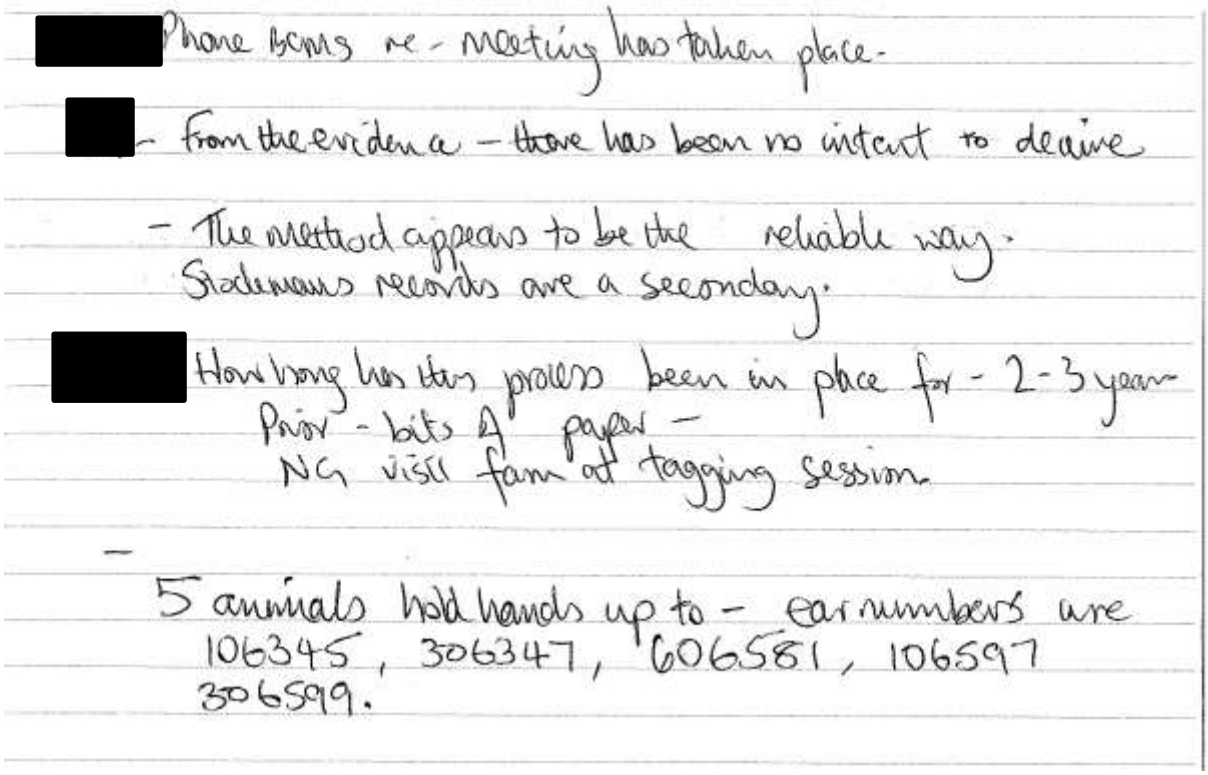
The business requested that they were copied into this report to BCMS.
The CPP28 is in place – urgent to lift this.
Discussion followed over Intentional / Negligent penalties

Neil Gourlay then confirmed he understood the legislative requirements for registering cattle; 20 days to tag and 27 to register them.

When questioned what happens if these deadlines are missed then – over 27 days, apply for a late application passport and DNA test.

10 cattle refered by Neil as the tidy up loose ends animal – 4 have been issued with NoR's by BCMS. Why has BCMS done this without offering the opportunity for late registration when BCMS are still waiting for information from this meeting?

(- Can BCMS please respond to this query)



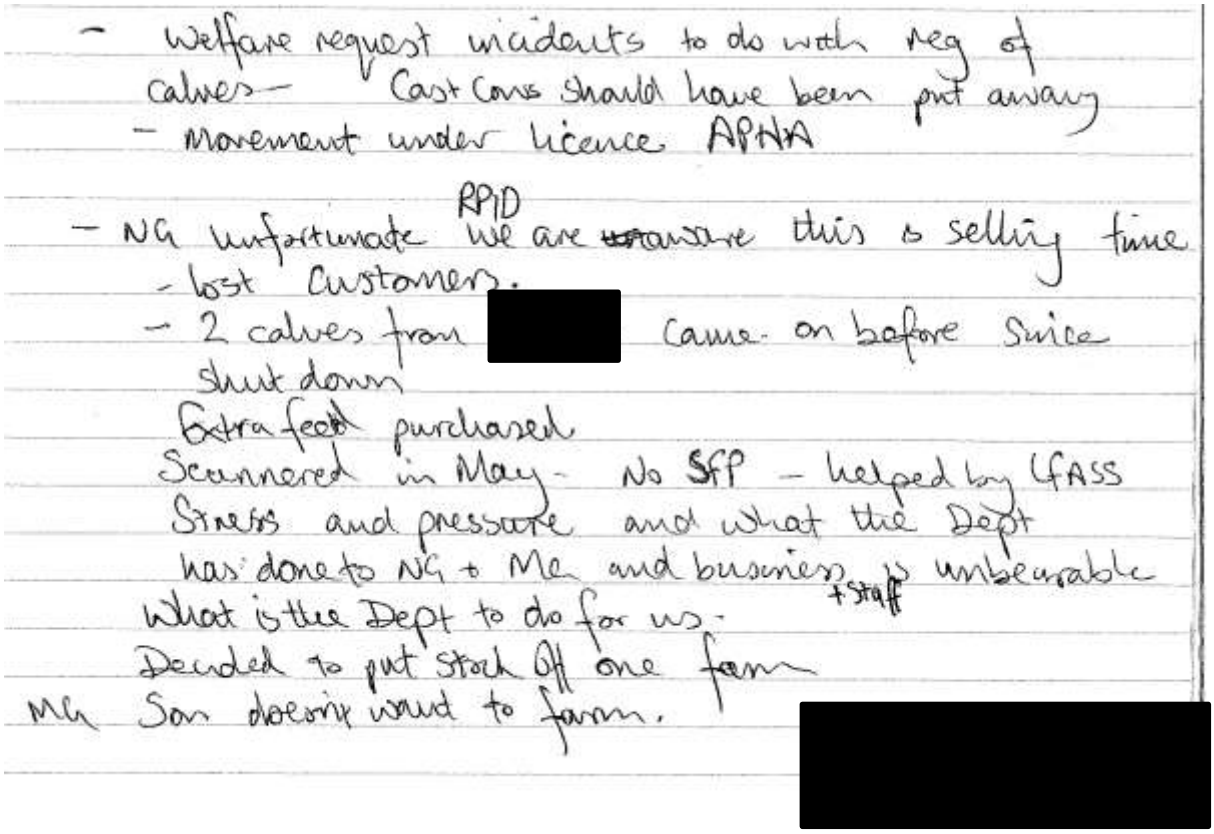
[REDACTED TEXT] will phone BCMS to let them know this meeting has taken place.

[REDACTED TEXT] – From the evidence there has been no intent to deceive

The method appears to be the reliable way, stockmans records are a secondary.

[REDACTED TEXT] – How long has this process been in place for?
NG – 2 or 3 years
[REDACTED TEXT] – Prior to this?
NG – Bits of paper or Neil visiting the farm during the tagging session.

[REDACTED TEXT] - 5 animals (page 3) you hold your hands up to?
NG – ear numbers are 106345, 306347, 606581, 106597, 306599


- Welfare request incidents to do with reg of calves – Cast Cows should have been put away
- Movement under licence APHA

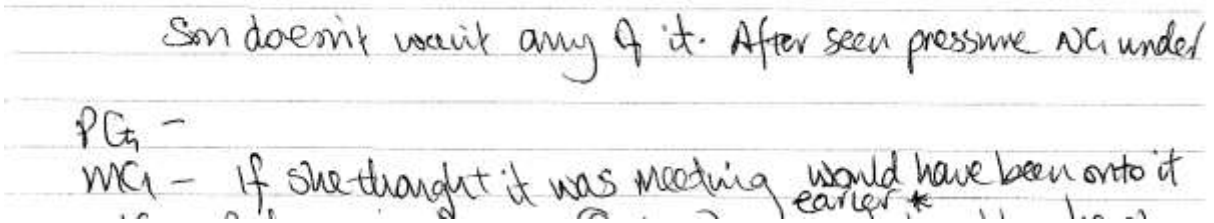
RPID
- NG unfortunate we are ~~aware~~ this is selling time
- lost Customers.
- 2 calves from [redacted] came on before Since shut down
Extra feed purchased
Scunnered in May - No SFP - helped by LFASS
Stress and pressure and what the Dept has done to NG + Me and business + staff is unbearable
What is the Dept to do for us.
Decided to put stock off one farm
MG Son doesn't want to farm.
[redacted]

Welfare request - incidents are to do with the registration of calves, cast cows (bought in) should have been put away. Request to move these.

[REDACTED TEXT] Movement under licence for welfare is dealt with by APHA. ([REDACTED TEXT] undertook to make contact with APHA)

NG- Unfortunatley RPID are aware this is selling time, the business has lost 2 customers due to the restriction.
2 calves (twin on) from [REDACTED TEXT] came on before since shut down.
Extra feed purchased
Scunnered that in May still no final SFP – was helped by LFASS loan last week.
The stress and pressure and what the Department has done to Neil and Mary Gourlay and the business and staff is unbearable.

What is the Department to do for us?
We have decided to put the stock off one farm
MG- Our son doesn't want to farm


Son doesn't want any of it. After seen pressure NG under

PG -
MG - If she thought it was meeting would have been earlier onto it

Son doesn't want any of it. After seeing the pressure NG is under.
If MG thought this meeting could have been earlier she would have been onto it.

* Led to believe it was with RPID to make arrangements not us-

MG was led to believe it was with RPID to make arrangements not us.

NG - Behaviour of me [redacted] is unbelievably harsh and callous. 6 weeks -- 26-3/215
NG - Man at Monybuie - to see the mess he has left - Picked up 50 dead sheep
[redacted]
Difficult Shepherd left.

NG – The behaviour of [REDACTED TEXT] is unbelievably harsh and callous. 6 weeks since 26/03/2018

The man at Monybuie left, to see the mess he has left – picked up 50 dead sheep. [REDACTED TEXT]

Difficult since the shepherd left.

NG - Don't want to read too much into not giving me the information. Prepared to give it to you but you have used it against me.

- I have plenty of information - NG let him think about it.

NG can drop it in Tommorrow at Office.

- If not been under pressure would have provided information ~~from~~ for the 10 cattle - did not need to take the Stockmens books.

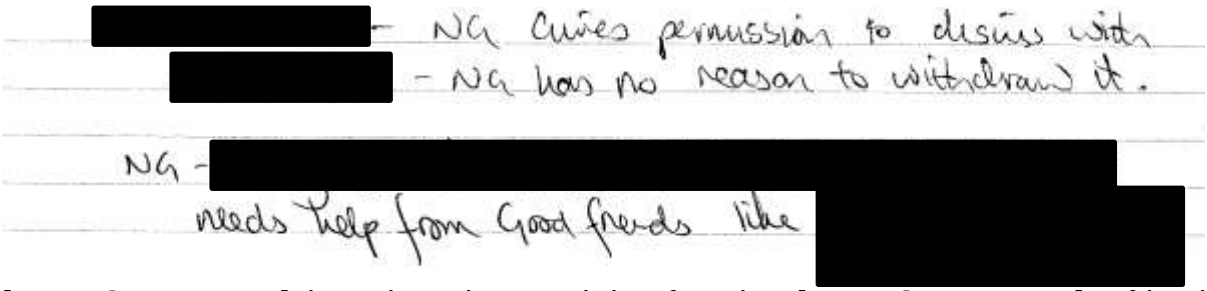
(This is regarding the request for a copy of the evidence referred to about the stockmen making errors on the written notes.)

NG – Don't want to read too much into not giving [REDACTED TEXT] the information, was prepared to give it to [REDACTED TEXT] but [REDACTED TEXT] has used it against NG.

[REDACTED TEXT] has plenty of information – Let NG think about it.

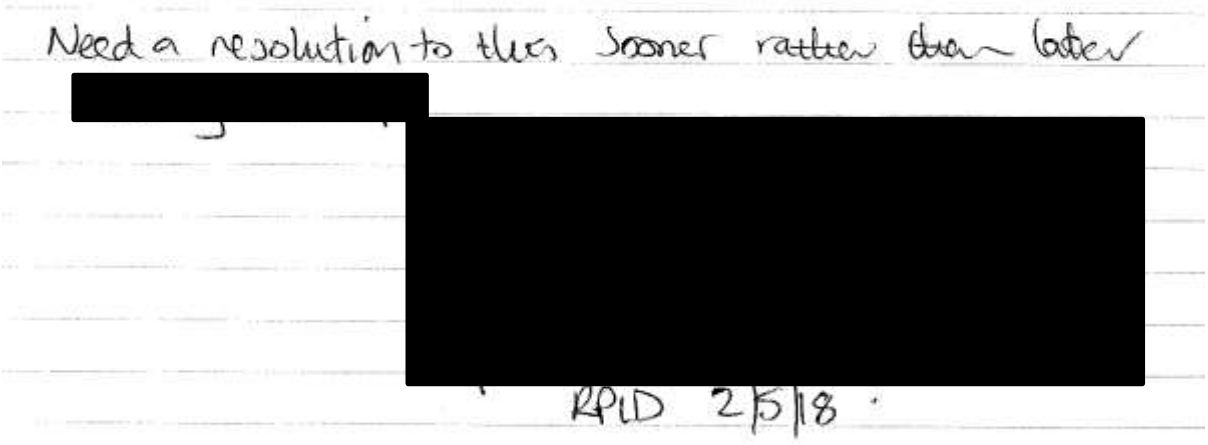
MG – Can drop it into the office tomorrow.
(received by email 03/05/2018 and attached to page 4)

If NG had not been under pressure he would have provided the information for the 10 cattle – [REDACTED TEXT] did not need to take the stocksmens books.



[REDACTED TEXT] (RPID) – Discussed that fact that [REDACTED TEXT] a friend was assisting communication between RPID and the business and [REDACTED TEXT] wished to confirm that NG was content that information continued to be shared. NG approved this arrangement and could see no reason to withdraw it.

[REDACTED TEXT] needs help from good friends like [REDACTED TEXT].



The business needs a resolution to this sooner rather than later as this is[REDACTED TEXT]

Record of Phone Call

Participants – Mrs Mary Gourlay (MG)
[Redacted text]

Date – 10/05/2018

11:20 MG phoned to enquire when we would be contacting the business regarding the outcome of last Wednesdays meeting at Auchencheyne. She told me that another shepherd is leaving shortly and that had added further pressure [REDACTED TEXT].

I agreed to try and find out the timescale for the letter concerning the cattle movement restriction being issued.

MG told me that NG was out at the moment and she would be in the house until 12:00 and asked if I could phone her before then. I agreed to phone her back before then. Conversation ended 11:25

12:00 I phoned MG back on the landline and confirmed that I'd spoken to [Redacted text] regarding the timing of the letter. The priority at the moment was to do what was necessary to allow the movement restriction to be lifted and allow the business to trade cattle. Although I couldn't be definite the likelihood would be that the letter would be issued either later today or tomorrow. MG asked if the letter would contain more information than just advising what was being done to lift the movement restriction. I responded that I believed so but could not confirm as the letter was still being prepared.

MG asked that [Redacted text] If contacted by [REDACTED TEXT] regarding the current situation we should refer him to MG.

In order to ensure we can contact MG directly she provided her mobile number [Redacted text]. Conversation ended 12:10.

[Redacted text]
10/05/2018

Agriculture and Rural Economy Directorate
Rural Payments and Inspections Division
Dumfries Area Office

Scottish Government
Riaghaltas na h-Alba
gov.scot

T: 0300 244 5888 F: 0300 244 8844
E: sgrpid.dumfries@gov.scot

Auchencheyne Ltd.
Auchencheyne
Moniaive
THORNHILL
Dumfriesshire
DG3 4EW

Your ref: Cattle Inspection 2018
Our ref: 75/333/0024 Post and eMail
10th May 2018

Dear Neil and Mary Gourlay,

Whole Herd Movement Restriction;

Following on from our meeting on 2nd May 2018 our investigations are continuing, however to enable you to move cattle not affected by the investigations, RPID intend to replace the Whole Herd Movement Restriction currently in place with Individual Animal Movement Restrictions being placed on the animals still under investigation. This will allow the unaffected animals to be moved.

Now that we have reviewed the computer records, calving book entries, BCMS data and findings from the Cattle Inspection we have identified 4 cattle passports that were requested in error and are to be returned to you (Annex 1).

Following this review it has been identified that a further 38 cattle that were seen at inspection also have conflicting Dates of Birth. A full list is enclosed including the conflicting dates (Annex 2).

On the 28th of March you were notifed of 254 cattle where it was identified there are conflicting dates of birth and 247 passports were received by RPID on the 29th March with 2 further passports supplied 5th April. The 5 passports not yet received are listed (Annex 3).

Once RPID is in receipt of the 43 outstanding passports BCMS will issue Notice of Registrations which will remove the Whole Herd Movement Restriction and an Individual Movment Restriction will apply to the 288 cattle affected.

A receipt for the 43 passports has been prepared and will be signed and dated on receipt of the documents. Please supply the passports to RPID Dumfries, 161 Brooms Road, Dumfries, DG1 3ES as soon as possible in order that the Whole Herd Restriction can be removed.

Yours sincerely

Annex 1

4 Cattle Passports requested by RPID in error to be returned to the business;

Birth Ear Number	BCMS DOB	Calving Book DOB	Passport Uplifted
UK582307106037	11/04/17	11/04/17	UK582307106037
UK582307306046	16/04/17	16/04/17	UK582307306046
UK582307206367	08/05/16	08/05/16	UK582307206367
UK582307106772	26/05/17	26/05/17	UK582307106772

Annex 2

38 Cattle Passports revoked to be submitted to RPID Dumfries;

Birth Ear Number	BCMS DOB	Calving Book DOB	Animal Status
UK582307705175	27/04/13	28/04/13	Restricted to 75/333/0024
UK582307205492	18/03/16	17/03/16	Restricted to 75/333/0024
UK582307505530	16/06/13	24/05/13	Restricted to 75/333/0024
UK582307405578	01/05/14	04/03/14	Restricted to 75/333/0024
UK582307505733	22/06/14	07/05/14	Restricted to 75/333/0024
UK582307605734	09/05/14	07/05/14	Restricted to 75/333/0024
UK582307705770	01/04/15	28/09/14	Restricted to 75/333/0024
UK582307605944	01/05/16	22/04/16	Restricted to 75/333/0024
UK582307105960	04/06/16	05/06/16	Restricted to 75/333/0024
UK582307305969	01/11/16	20/07/16	Restricted to 75/333/0024
UK582307405970	29/10/16	01/08/16	Restricted to 75/333/0024
UK582307606021	04/04/17	05/04/17	Restricted to 75/333/0024
UK582307106261	18/03/16	13/03/16	Restricted to 75/333/0024
UK582307306270	26/03/16	02/04/16	Restricted to 75/333/0024
UK582307406327	31/03/17	22/03/17	Restricted to 75/333/0024
UK582307506328	01/04/17	23/03/17	Restricted to 75/333/0024
UK582307706330	02/04/17	24/03/17	Restricted to 75/333/0024
UK582307106331	02/04/17	24/03/17	Restricted to 75/333/0024
UK582307306333	02/04/17	24/03/17	Restricted to 75/333/0024
UK582307706344	29/03/17	30/03/17	Restricted to 75/333/0024
UK582307406348	06/05/17	28/03/17	Restricted to 75/333/0024
UK582307506349	02/04/17	01/04/17	Restricted to 75/333/0024
UK582307606350	02/04/17	01/04/17	Restricted to 75/333/0024
UK582307706351	05/05/17	04/04/17	Restricted to 75/333/0024
UK582307206451	04/08/16	08/05/16	Restricted to 75/333/0024
UK582307706463	02/07/16	21/05/16	Restricted to 75/333/0024
UK582307506468	28/06/16	28/05/16	Restricted to 75/333/0024
UK582307306571	04/07/16	04/06/16	Restricted to 75/333/0024
UK582307506580	31/03/17	31/01/17	Restricted to 75/333/0024
UK582307706582	06/05/17	04/02/17	Restricted to 75/333/0024
UK582307106583	23/03/17	05/02/17	Restricted to 75/333/0024
UK582307406593	27/03/17	29/03/17	Restricted to 75/333/0024
UK582307306711	02/04/17	04/04/17	Restricted to 75/333/0024
UK582307506713	04/04/17	05/04/17	Restricted to 75/333/0024
UK582307606714	03/04/17	04/04/17	Restricted to 75/333/0024
UK582307706715	02/04/17	03/04/17	Restricted to 75/333/0024
UK582307706813	25/05/17	29/05/17	Restricted to 75/333/0024
UK582307606945	29/11/17	01/11/17	Restricted to 75/333/0024

Annex 3

5 Cattle Passports seen at inspection, requested previously but not received by RPID Dumfries;

Birth Ear Number	BCMS DOB	Calving Book DOB	Passport Uplifted	Animal Status
UK582307406019	03/04/17	04/04/17	#N/A	Restricted to 75/333/0024
UK582307506020	03/04/17	05/04/17	#N/A	Restricted to 75/333/0024
UK582307306039	11/04/17	12/04/17	#N/A	Restricted to 75/333/0024
UK582307706946	06/11/17	07/11/17	#N/A	Restricted to 75/333/0024
UK582307206948	09/11/17	08/11/17	#N/A	Restricted to 75/333/0024

Annex 4

245 Cattle Passports received 29th March 2018 and 5th April 2018;

Birth Ear Number	BCMS DOB	Calving Book DOB	Passport Uplifted	Animal Status
UK582307706001	01/04/17	no date	UK582307706001	Restricted to 75/333/0024
UK582307106002	05/05/17	no date	UK582307106002	Restricted to 75/333/0024
UK582307206003	09/05/17	no date	UK582307206003	Restricted to 75/333/0024
UK582307306004	01/04/17	no date	UK582307306004	Restricted to 75/333/0024
UK582307406005	01/04/17	25/03/17	UK582307406005	Restricted to 75/333/0024
UK582307506006	01/04/17	26/03/17	UK582307506006	Restricted to 75/333/0024
UK582307606007	02/04/17	24/03/17	UK582307606007	Restricted to 75/333/0024
UK582307706008	02/04/17	29/03/17	UK582307706008	Restricted to 75/333/0024
UK582307106009	02/04/17	26/03/17	UK582307106009	Restricted to 75/333/0024
UK582307206010	02/04/17	26/03/17	UK582307206010	Restricted to 75/333/0024
UK582307306011	02/04/17	29/03/17	UK582307306011	Restricted to 75/333/0024
UK582307406012	02/04/17	29/03/17	UK582307406012	Restricted to 75/333/0024
UK582307506013	02/04/17	30/03/17	UK582307506013	Restricted to 75/333/0024
UK582307606014	02/04/17	31/03/17	UK582307606014	Restricted to 75/333/0024
UK582307706015	02/04/17	31/03/17	UK582307706015	Restricted to 75/333/0024
UK582307106016	03/04/17	01/04/17	UK582307106016	Restricted to 75/333/0024
UK582307206017	02/04/17	03/04/17	UK582307206017	Restricted to 75/333/0024
UK582307306018	02/04/17	03/04/17	UK582307306018	Restricted to 75/333/0024
UK582307706022	04/04/17	05/04/17	UK582307706022	Restricted to 75/333/0024
UK582307206024	07/04/17	05/04/17	UK582307206024	Restricted to 75/333/0024
UK582307406026	08/04/17	05/04/17	UK582307406026	Restricted to 75/333/0024
UK582307506027	15/04/17	05/04/17	UK582307506027	Restricted to 75/333/0024
UK582307606028	08/04/17	05/04/17	UK582307606028	Restricted to 75/333/0024
UK582307706029	10/04/17	07/04/17	UK582307706029	Restricted to 75/333/0024
UK582307106030	10/04/17	07/04/17	UK582307106030	Restricted to 75/333/0024
UK582307206031	10/04/17	09/04/17	UK582307206031	Restricted to 75/333/0024
UK582307506034	11/04/17	09/04/17	UK582307506034	Restricted to 75/333/0024
UK582307606035	11/04/17	10/04/17	UK582307606035	Restricted to 75/333/0024
UK582307506048	16/04/17	17/04/17	UK582307506048	Restricted to 75/333/0024
UK582307406292	27/03/16	22/03/16	UK582307406292	Restricted to 75/333/0024
UK582307506293	27/03/16	22/03/16	UK582307506293	Restricted to 75/333/0024
UK582307606294	22/03/16	22/03/16	UK582307606294	Restricted to 75/333/0024
UK582307706295	24/03/16	22/03/16	UK582307706295	Restricted to 75/333/0024
UK582307106296	24/03/16	23/03/16	UK582307106296	Restricted to 75/333/0024
UK582307106345	17/06/17	28/03/17	UK582307106345	Restricted to 75/333/0024
UK582307306347	22/06/17	28/03/17	UK582307306347	Restricted to 75/333/0024
UK582307106352	05/05/17	05/04/17	UK582307106352	Restricted to 75/333/0024
UK582307406362	02/05/16	17/04/16	UK582307406362	Restricted to 75/333/0024
UK582307506363	01/05/16	17/04/16	UK582307506363	Restricted to 75/333/0024
UK582307706365	03/05/16	28/04/16	UK582307706365	Restricted to 75/333/0024
UK582307406369	20/05/16	17/05/16	UK582307406369	Restricted to 75/333/0024
UK582307506370	26/06/16	22/05/16	UK582307506370	Restricted to 75/333/0024
UK582307106541	10/04/17	21/03/17	UK582307106541	Restricted to 75/333/0024
UK582307206542	10/04/17	22/03/17	UK582307206542	Restricted to 75/333/0024
UK582307406544	04/05/17	26/03/17	UK582307406544	Restricted to 75/333/0024

UK582307506545	10/04/17	27/03/17	UK582307506545	Restricted to 75/333/0024
UK582307606546	17/06/17	27/03/17	UK582307606546	Restricted to 75/333/0024
UK582307706547	11/04/17	28/03/17	UK582307706547	Restricted to 75/333/0024
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UK582307606553	12/04/17	30/03/17	UK582307606553	Restricted to 75/333/0024
UK582307706554	12/04/17	30/03/17	UK582307706554	Restricted to 75/333/0024
UK582307106555	12/05/17	31/03/17	UK582307106555	Restricted to 75/333/0024
UK582307206556	12/04/17	01/04/17	UK582307206556	Restricted to 75/333/0024
UK582307306557	12/04/17	02/04/17	UK582307306557	Restricted to 75/333/0024
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UK582307606560	13/04/17	04/04/17	UK582307606560	Restricted to 75/333/0024
UK582307706561	14/04/17	04/04/17	UK582307706561	Restricted to 75/333/0024
UK582307106562	13/04/17	06/04/17	UK582307106562	Restricted to 75/333/0024
UK582307206563	14/04/17	06/04/17	UK582307206563	Restricted to 75/333/0024
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UK582307106569	02/05/17	09/04/17	UK582307106569	Restricted to 75/333/0024
UK582307206570	02/05/17	10/04/17	UK582307206570	Restricted to 75/333/0024
UK582307706575	29/06/16	17/06/16	UK582307706575	Restricted to 75/333/0024
UK582307606581	31/03/17	01/02/17	UK582307606581	Restricted to 75/333/0024
UK582307706589	26/03/17	27/03/17	UK582307706589	Restricted to 75/333/0024
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UK582307106597	17/06/17	23/03/17	UK582307106597	Restricted to 75/333/0024
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UK582307506622	07/04/17	08/04/17	UK582307506622	Restricted to 75/333/0024
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UK582307206640	15/04/17	16/04/17	UK582307206640	Restricted to 75/333/0024
UK582307306641	15/04/17	16/04/17	UK582307306641	Restricted to 75/333/0024

UK582307506643	16/04/17	17/04/17	UK582307506643	Restricted to 75/333/0024
UK582307706645	17/04/17	18/04/17	UK582307706645	Restricted to 75/333/0024
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UK582307706652	21/04/17	22/04/17	UK582307706652	Restricted to 75/333/0024
UK582307306655	12/05/17	27/04/17	UK582307306655	Restricted to 75/333/0024
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UK582307706659	02/06/17	29/04/17	UK582307706659	Restricted to 75/333/0024
UK582307106660	03/06/17	01/05/17	UK582307106660	Restricted to 75/333/0024
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UK582307506671	18/05/17	02/05/17	UK582307506671	Restricted to 75/333/0024
UK582307606672	23/06/17	04/05/17	UK582307606672	Restricted to 75/333/0024
UK582307706673	18/05/17	11/05/17	UK582307706673	Restricted to 75/333/0024
UK582307206675	18/05/17	12/05/17	UK582307206675	Restricted to 75/333/0024
UK582307406677	11/05/17	23/04/17	UK582307406677	Restricted to 75/333/0024
UK582307606679	17/05/17	28/04/17	UK582307606679	Restricted to 75/333/0024
UK582307706680	18/05/17	28/04/17	UK582307706680	Restricted to 75/333/0024
UK582307106681	18/05/17	14/05/17	UK582307106681	Restricted to 75/333/0024
UK582307206682	20/05/17	15/05/17	UK582307206682	Restricted to 75/333/0024
UK582307306683	19/05/17	16/05/17	UK582307306683	Restricted to 75/333/0024
UK582307406684	23/05/17	19/05/17	UK582307406684	Restricted to 75/333/0024
UK582307606686	18/05/17	29/04/17	UK582307606686	Restricted to 75/333/0024
UK582307706687	25/05/17	26/05/17	UK582307706687	Restricted to 75/333/0024
UK582307406691	02/04/17	01/04/17	UK582307406691	Restricted to 75/333/0024
UK582307506692	02/04/17	01/04/17	UK582307506692	Restricted to 75/333/0024
UK582307606693	15/04/17	11/04/17	UK582307606693	Restricted to 75/333/0024
UK582307706694	17/06/17	12/04/17	UK582307706694	Restricted to 75/333/0024
UK582307106695	12/05/17	12/04/17	UK582307106695	Restricted to 75/333/0024
UK582307406712	04/04/17	05/04/17	UK582307406712	Restricted to 75/333/0024
UK582307406719	10/05/17	no date	UK582307406719	Restricted to 75/333/0024
UK582307206724	12/05/17	no date	UK582307206724	Restricted to 75/333/0024
UK582307506748	12/05/17	no date	UK582307506748	Restricted to 75/333/0024
UK582307606756	15/08/17	14/08/17	UK582307606756	Restricted to 75/333/0024
UK582307406761	12/09/17	28/08/17	UK582307406761	Restricted to 75/333/0024
UK582307706764	12/09/17	06/09/17	UK582307706764	Restricted to 75/333/0024
UK582307106765	12/09/17	06/09/17	UK582307106765	Restricted to 75/333/0024
UK582307606777	04/05/17	no date	UK582307606777	Restricted to 75/333/0024
UK582307706778	05/05/17	no date	UK582307706778	Restricted to 75/333/0024
UK582307106779	06/05/17	no date	UK582307106779	Restricted to 75/333/0024
UK582307206780	31/05/17	no date	UK582307206780	Restricted to 75/333/0024
UK582307306781	05/05/17	no date	UK582307306781	Restricted to 75/333/0024
UK582307406782	05/05/17	no date	UK582307406782	Restricted to 75/333/0024
UK582307506783	07/05/17	no date	UK582307506783	Restricted to 75/333/0024

UK582307606784	07/05/17	no date	UK582307606784	Restricted to 75/333/0024
UK582307706785	08/05/17	no date	UK582307706785	Restricted to 75/333/0024
UK582307106786	08/05/17	no date	UK582307106786	Restricted to 75/333/0024
UK582307206787	09/05/17	no date	UK582307206787	Restricted to 75/333/0024
UK582307306788	11/05/17	no date	UK582307306788	Restricted to 75/333/0024
UK582307406789	05/10/17	no date	UK582307406789	Restricted to 75/333/0024
UK582307506790	08/05/17	no date	UK582307506790	Restricted to 75/333/0024
UK582307606791	07/05/17	29/04/17	UK582307606791	Restricted to 75/333/0024
UK582307706792	07/05/17	01/05/17	UK582307706792	Restricted to 75/333/0024
UK582307106793	07/05/17	02/05/17	UK582307106793	Restricted to 75/333/0024
UK582307206794	29/05/17	03/05/17	UK582307206794	Restricted to 75/333/0024
UK582307306795	08/05/17	04/05/17	UK582307306795	Restricted to 75/333/0024
UK582307406796	09/05/17	06/05/17	UK582307406796	Restricted to 75/333/0024
UK582307506797	11/05/17	no date	UK582307506797	Restricted to 75/333/0024
UK582307706799	10/05/17	11/05/17	UK582307706799	Restricted to 75/333/0024
UK582307106800	04/05/17	14/05/17	UK582307106800	Restricted to 75/333/0024
UK582307706806	11/05/17	no date	UK582307706806	Restricted to 75/333/0024
UK582307206808	18/05/17	22/05/17	UK582307206808	Restricted to 75/333/0024
UK582307306809	18/05/17	23/05/17	UK582307306809	Restricted to 75/333/0024
UK582307406810	19/05/17	23/05/17	UK582307406810	Restricted to 75/333/0024
UK582307606812	18/05/17	24/05/17	UK582307606812	Restricted to 75/333/0024
UK582307206815	01/10/17	no date	UK582307206815	Restricted to 75/333/0024
UK582307306816	01/10/17	no date	UK582307306816	Restricted to 75/333/0024
UK582307406817	02/05/17	11/04/17	UK582307406817	Restricted to 75/333/0024
UK582307506818	02/05/17	11/04/17	UK582307506818	Restricted to 75/333/0024
UK582307606819	02/05/17	15/04/17	UK582307606819	Restricted to 75/333/0024
UK582307706820	02/05/17	16/04/17	UK582307706820	Restricted to 75/333/0024
UK582307106821	02/05/17	17/04/17	UK582307106821	Restricted to 75/333/0024
UK582307206822	02/05/17	17/04/17	UK582307206822	Restricted to 75/333/0024
UK582307306823	02/05/17	19/04/17	UK582307306823	Restricted to 75/333/0024
UK582307406824	04/05/17	20/04/17	UK582307406824	Restricted to 75/333/0024
UK582307506825	04/05/17	20/04/17	UK582307506825	Restricted to 75/333/0024
UK582307606826	04/05/17	21/04/17	UK582307606826	Restricted to 75/333/0024
UK582307706827	04/05/17	25/04/17	UK582307706827	Restricted to 75/333/0024
UK582307106828	04/05/17	25/04/17	UK582307106828	Restricted to 75/333/0024
UK582307206829	04/05/17	26/04/17	UK582307206829	Restricted to 75/333/0024
UK582307306830	04/05/17	26/04/17	UK582307306830	Restricted to 75/333/0024
UK582307406831	05/05/17	27/04/17	UK582307406831	Restricted to 75/333/0024
UK582307506832	07/05/17	28/04/17	UK582307506832	Restricted to 75/333/0024
UK582307406873	22/04/17	21/04/17	UK582307406873	Restricted to 75/333/0024
UK582307606875	08/05/17	22/04/17	UK582307606875	Restricted to 75/333/0024
UK582307206878	23/04/17	25/04/17	UK582307206878	Restricted to 75/333/0024
UK582307306879	30/04/17	26/04/17	UK582307306879	Restricted to 75/333/0024
UK582307406880	25/04/17	26/04/17	UK582307406880	Restricted to 75/333/0024
UK582307606882	30/04/17	28/04/17	UK582307606882	Restricted to 75/333/0024
UK582307706883	30/04/17	28/04/17	UK582307706883	Restricted to 75/333/0024
UK582307106884	30/04/17	28/04/17	UK582307106884	Restricted to 75/333/0024
UK582307206885	30/04/17	28/04/17	UK582307206885	Restricted to 75/333/0024
UK582307706890	02/05/17	01/05/17	UK582307706890	Restricted to 75/333/0024
UK582307106891	30/04/17	01/05/17	UK582307106891	Restricted to 75/333/0024
UK582307406894	04/05/17	03/05/17	UK582307406894	Restricted to 75/333/0024

UK582307506895	06/05/17	03/05/17	UK582307506895	Restricted to 75/333/0024
UK582307706897	08/05/17	04/05/17	UK582307706897	Restricted to 75/333/0024
UK582307706904	29/05/17	14/05/17	UK582307706904	Restricted to 75/333/0024
UK582307106905	15/05/17	17/05/17	UK582307106905	Restricted to 75/333/0024
UK582307206906	17/05/17	20/05/17	UK582307206906	Restricted to 75/333/0024
UK582307406908	01/06/17	29/05/17	UK582307406908	Restricted to 75/333/0024
UK582307506909	01/06/17	29/05/17	UK582307506909	Restricted to 75/333/0024
UK582307606910	06/06/17	29/05/17	UK582307606910	Restricted to 75/333/0024
UK582307706911	01/06/17	no date	UK582307706911	Restricted to 75/333/0024
UK582307106912	01/06/17	no date	UK582307106912	Restricted to 75/333/0024
UK582307306914	08/06/17	no date	UK582307306914	Restricted to 75/333/0024
UK582307406915	15/06/17	no date	UK582307406915	Restricted to 75/333/0024
UK582307506916	19/06/17	no date	UK582307506916	Restricted to 75/333/0024
UK582307606917	17/06/17	no date	UK582307606917	Restricted to 75/333/0024
UK582307706918	08/06/17	no date	UK582307706918	Restricted to 75/333/0024
UK582307106919	19/06/17	no date	UK582307106919	Restricted to 75/333/0024
UK582307206920	19/06/17	no date	UK582307206920	Restricted to 75/333/0024
UK582307506923	28/09/17	03/09/17	UK582307506923	Restricted to 75/333/0024
UK582307606924	05/09/17	03/09/17	UK582307606924	Restricted to 75/333/0024
UK582307706925	05/09/17	03/09/17	UK582307706925	Restricted to 75/333/0024
UK582307106926	05/09/17	03/09/17	UK582307106926	Restricted to 75/333/0024
UK582307306928	28/09/17	09/09/17	UK582307306928	Restricted to 75/333/0024
UK582307506930	22/09/17	23/09/17	UK582307506930	Restricted to 75/333/0024
UK582307606931	22/09/17	23/09/17	UK582307606931	Restricted to 75/333/0024
UK582307106933	01/11/17	02/10/17	UK582307106933	Restricted to 75/333/0024
UK582307606938	05/10/17	07/10/17	UK582307606938	Restricted to 75/333/0024
UK582307406943	02/11/17	24/10/17	UK582307406943	Restricted to 75/333/0024
UK582307306949	15/11/17	09/11/17	UK582307306949	Restricted to 75/333/0024
UK582307406950	16/11/17	11/11/17	UK582307406950	Restricted to 75/333/0024
UK582307606952	16/11/17	14/11/17	UK582307606952	Restricted to 75/333/0024
UK582307706953	16/11/17	17/11/17	UK582307706953	Restricted to 75/333/0024
UK582307106954	15/11/17	18/11/17	UK582307106954	Restricted to 75/333/0024
UK582307206955	15/11/17	26/11/17	UK582307206955	Restricted to 75/333/0024
UK582307306956	16/11/17	26/11/17	UK582307306956	Restricted to 75/333/0024
UK582307606959	17/11/17	07/12/17	UK582307606959	Restricted to 75/333/0024
UK582307406971	01/06/17	25/05/17	UK582307406971	Restricted to 75/333/0024
UK582307506972	01/06/17	26/05/17	UK582307506972	Restricted to 75/333/0024
UK582307606973	02/06/17	26/05/17	UK582307606973	Restricted to 75/333/0024
UK582307706974	02/06/17	26/05/17	UK582307706974	Restricted to 75/333/0024
UK582307106975	17/06/17	04/06/17	UK582307106975	Restricted to 75/333/0024
UK582307206976	12/06/17	04/06/17	UK582307206976	Restricted to 75/333/0024
UK582307306977	17/06/17	04/06/17	UK582307306977	Restricted to 75/333/0024
UK582307406978	16/06/17	04/06/17	UK582307406978	Restricted to 75/333/0024
UK582307506979	17/06/17	04/06/17	UK582307506979	Restricted to 75/333/0024
UK582307606980	22/06/17	14/06/17	UK582307606980	Restricted to 75/333/0024
UK582307706981	17/06/17	25/06/17	UK582307706981	Restricted to 75/333/0024
UK582307106982	16/06/17	25/06/17	UK582307106982	Restricted to 75/333/0024

Scan Passport Barcode Here →

UK582307705175	05175
UK582307205492	05492
UK582307505530	05530
UK582307405578	05578
UK582307505733	05733
UK582307605734	05734
UK582307705770	05770
UK582307605944	05944
UK582307105960	05960
UK582307305969	05969
UK582307405970	05970
UK582307406019	06019
UK582307506020	06020
UK582307606021	06021
UK582307306039	06039
UK582307106261	06261
UK582307306270	06270
UK582307406327	06327
UK582307506328	06328
UK582307706330	06330
UK582307106331	06331
UK582307306333	06333
UK582307706344	06344
UK582307406348	06348
UK582307506349	06349
UK582307606350	06350
UK582307706351	06351
UK582307206451	06451
UK582307706463	06463
UK582307506468	06468
UK582307306571	06571
UK582307506580	06580
UK582307706582	06582
UK582307106583	06583
UK582307406593	06593
UK582307306711	06711
UK582307506713	06713
UK582307606714	06714
UK582307706715	06715
UK582307706813	06813
UK582307606945	06945
UK582307706946	06946
UK582307206948	06948

Business Name	Auchencheyne Ltd.
Holding Number	75/333/0024
Date inspection was carried out on	29/03/2018
Producer Name in Block Capitals	
Inspecting Officers name in BLOCK CAPITALS	
Date CPP Signed	11/05/2018
Status	Keeper

Cattle Passport Receipt Report Form 1

For Office Use Only

Business name: Auchencheyne Ltd.

Holding number: 75/333/0024

A CII/SPS/FL Inspection of your holding was carried out on 29/03/2018

The following documents were collected:

	Official animal ID	Reason for document collection (Tick one box for each animal)			
		Amendment required	Animal not present	Animal has died	Type of document
1	UK582307705175	✓			CPP52
2	UK582307205492	✓			CPP52
3	UK582307505530	✓			CPP52
4	UK582307405578	✓			CPP52
5	UK582307505733	✓			CPP52
6	UK582307605734	✓			CPP52
7	UK582307705770	✓			CPP52
8	UK582307605944	✓			CPP52
9	UK582307105960	✓			CPP52
10	UK582307305969	✓			CPP52

Number of continuation sheets used (if applicable)

If any of the documents detailed above require amendment, the animals must not be moved off the holding until you have received the amended documents back from BCMS. When you receive passports, please check to make sure that the details are correct, sign, and affix a bar code label.

If your documents have not been returned within 28 days please contact us on the BCMS helpline to check if they have been sent.

Comments:

Date of Birth Correction

Signature of producer/producer's agent

Status: Keeper

Name in BLOCK LETTERS

Inspecting officer's signature

Date: 11/05/2018

Name in BLOCK LETTERS

The Statutory requirements for tagging, cattle passports, farm registers and notifications of cattle births, deaths and movements to the British Cattle Movement Service (BCMS) are laid down in the Cattle Identification Regulations 2007 (as amended), Cattle Identification (Wales) Regulations 2007 (as amended) and Cattle Identification (Scotland) Regulations 2007 (as amended). Failure to comply with these provisions is an offence. If you have any queries regarding this inspection, the collection of these documents or any general queries, please contact the **BCMS Helpline on 0345 050 1234.**

The BCMS act as agents for and on behalf of the Scottish and Welsh Ministers

Cattle Passport Receipt Report Form 1

For Office Use Only

Business name: Auchencheyne Ltd.

Holding number: 75/333/0024

A CII/SPS/FL Inspection of your holding was carried out on 29/03/2018

The following documents were collected:

	Official animal ID	Reason for document collection (Tick one box for each animal)			
		Amendment required	Animal not present	Animal has died	Type of document
1	UK582307405970	✓			CPP52
2	UK582307406019	✓			CPP52
3	UK582307506020	✓			CPP52
4	UK582307606021	✓			CPP52
5	UK582307306039	✓			CPP52
6	UK582307106261	✓			CPP52
7	UK582307306270	✓			CPP52
8	UK582307406327	✓			CPP52
9	UK582307506328	✓			CPP52
10	UK582307706330	✓			CPP52

Number of continuation sheets used (if applicable)

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Comments:

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Signature of producer/producer's agent

Status: Keeper

Name in BLOCK LETTERS

Inspecting officer's signature

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Name in BLOCK LETTERS

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Cattle Passport Receipt Report Form 1

British Cattle

For Office Use Only

Business name: Auchencheyne Ltd.

Holding number: 75/333/0024

A CII/SPS/FL Inspection of your holding was carried out on 29/03/2018

The following documents were collected:

	Official animal ID	Reason for document collection (Tick one box for each animal)			
		Amendment required	Animal not present	Animal has died	Type of document
1	UK582307106331	✓			CPP52
2	UK582307306333	✓			CPP52
3	UK582307706344	✓			CPP52
4	UK582307406348	✓			CPP52
5	UK582307506349	✓			CPP52
6	UK582307606350	✓			CPP52
7	UK582307706351	✓			CPP52
8	UK582307206451	✓			CPP52
9	UK582307706463	✓			CPP52
10	UK582307506468	✓			CPP52

Number of continuation sheets used (if applicable)

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Comments:

Date of Birth Correction

Signature of producer/producer's agent

Status: Keeper

Name in BLOCK LETTERS

Inspecting officer's signature

Date: 11/05/2018

Name in BLOCK LETTERS

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British Cattle

Cattle Passport Receipt Report Form 1

For Office Use Only

Business name: Auchencheyne Ltd.

Holding number: 75/333/0024

A CII/SPS/FL Inspection of your holding was carried out on 29/03/2018

The following documents were collected:

	Official animal ID	Reason for document collection (Tick one box for each animal)			
		Amendment required	Animal not present	Animal has died	Type of document
1	UK582307306571	✓			CPP52
2	UK582307506580	✓			CPP52
3	UK582307706582	✓			CPP52
4	UK582307106583	✓			CPP52
5	UK582307406593	✓			CPP52
6	UK582307306711	✓			CPP52
7	UK582307506713	✓			CPP52
8	UK582307606714	✓			CPP52
9	UK582307706715	✓			CPP52
10	UK582307706813	✓			CPP52

Number of continuation sheets used (if applicable)

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Comments:

Date of Birth Correction

Signature of producer/producer's agent

Status: Keeper

Name in BLOCK LETTERS

Inspecting officer's signature

Date: 11/05/2018

Name in BLOCK LETTERS

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British Cattle

Cattle Passport Receipt Report Form 1

For Office Use Only

Business name: Auchencheyne Ltd.

Holding number: 75/333/0024

A CII/SPS/FL Inspection of your holding was carried out on 29/03/2018

The following documents were collected:

	Official animal ID	Reason for document collection (Tick one box for each animal)			
		Amendment required	Animal not present	Animal has died	Type of document
1	UK582307606945	✓			CPP52
2	UK582307706946	✓			CPP52
3	UK582307206948	✓			CPP52
4					
5					
6					
7					
8					
9					
10					

Number of continuation sheets used (if applicable)

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If your documents have not been returned within 28 days please contact us on the BCMS helpline to check if they have been sent.

Comments:

Date of Birth Correction

Signature of producer/producer's agent

Status: Keeper

Name in BLOCK LETTERS

Inspecting officer's signature

Date: 11/05/2018

Name in BLOCK LETTERS

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The BCMS act as agents for and on behalf of the Scottish and Welsh Ministers

British Cattle Movement Service

The Scottish Government

Rural Payments and Inspections Division

Notice Restricting the Movement of ALL Cattle *off/onto the Holding (continuation sheet)

** Delete as appropriate*

CPH No. 75/333/0024 Date 28/03/2018

Official animal identification number	Age	Breed	Sex	Nature of discrepancy	Action required to lift restriction
UK582307106002	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307406005	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506006	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307606007	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406012	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307306018	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506020	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307606021	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307706022	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406026	1 Y,1 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307506027	1 Y,1 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307706029	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307106030	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206031	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506034	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506048	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307406292	2 Y,1 M	LU	H	Correct DOB	Receive Updated Document
UK582307506293	2 Y,1 M	LUX	H	Correct DOB	Receive Updated Document
UK582307606294	2 Y,1 M	LU	H	Correct DOB	Receive Updated Document
UK582307706295	2 Y,1 M	LU	H	Correct DOB	Receive Updated Document
UK582307106296	2 Y,1 M	LU	H	Correct DOB	Receive Updated Document
UK582307106345	0 Y,10 M	LU	H	Correct DOB	Receive Updated Document
UK582307306347	0 Y,10 M	LU	H	Correct DOB	Receive Updated Document
UK582307106352	1 Y,0 M	LU	H	Correct DOB	Receive Updated Document
UK582307406362	2 Y,0 M	LU	H	Correct DOB	Receive Updated Document
UK582307506363	2 Y,0 M	LU	H	Correct DOB	Receive Updated Document
UK582307706365	2 Y,0 M	LU	H	Correct DOB	Receive Updated Document
UK582307206367	2 Y,0 M	LU	H	Correct DOB	Receive Updated Document
UK582307406369	1 Y,11 M	LU	H	Correct DOB	Receive Updated Document
UK582307506370	1 Y,10 M	LU	H	Correct DOB	Receive Updated Document
UK582307106541	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206542	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406544	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506545	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307606546	0 Y,10 M	AAX	H	Correct DOB	Receive Updated Document

BCMS act as agents for and on behalf of the Scottish Ministers

British Cattle Movement Service

The Scottish Government

Rural Payments and Inspections Division

Notice Restricting the Movement of ALL Cattle *off/onto the Holding (continuation sheet)

** Delete as appropriate*

CPH No. 75/338/0024 | | Date 28/03/2018

Official animal identification number	Age	Breed	Sex	Nature of discrepancy	Action required to lift restriction
UK582307106548	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206549	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307306550	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406551	1 Y,1 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307606553	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307106555	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307206556	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406558	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506559	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206563	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406565	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506566	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206570	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307706575	1 Y,10 M	CHX	H	Correct DOB	Receive Updated Document
UK582307706589	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307306592	1 Y,1 M	HEX	H	Correct DOB	Receive Updated Document
UK582307606602	1 Y,1 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307206619	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406621	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506622	1 Y,1 M	SMX	H	Correct DOB	Receive Updated Document
UK582307106625	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307306627	1 Y,1 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307406628	1 Y,1 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307606630	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307706631	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506636	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307306641	1 Y,1 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506657	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307606658	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307706659	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307106660	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206661	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307306662	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307706666	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206668	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document

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Notice Restricting the Movement of ALL Cattle *off/onto the Holding (continuation sheet)

** Delete as appropriate*

CPH No. 75/383/0024 | | Date 28/03/2018

Official animal identification number	Age	Breed	Sex	Nature of discrepancy	Action required to lift restriction
UK582307306669	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406670	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506671	0 Y,11 M	LU	H	Correct DOB	Receive Updated Document
UK582307606672	0 Y,10 M	LU	H	Correct DOB	Receive Updated Document
UK582307406677	1 Y,0 M	LU	H	Correct DOB	Receive Updated Document
UK582307606679	0 Y,11 M	LU	H	Correct DOB	Receive Updated Document
UK582307306683	0 Y,11 M	LU	H	Correct DOB	Receive Updated Document
UK582307606686	0 Y,11 M	LU	H	Correct DOB	Receive Updated Document
UK582307706687	0 Y,11 M	LU	H	Correct DOB	Receive Updated Document
UK582307606693	1 Y,1 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307106695	1 Y,0 M	LU	H	Correct DOB	Receive Updated Document
UK582307406712	1 Y,1 M	LU	H	Correct DOB	Receive Updated Document
UK582307506748	1 Y,0 M	SMX	H	Correct DOB	Receive Updated Document
UK582307606756	0 Y,9 M	LU	H	Correct DOB	Receive Updated Document
UK582307406761	0 Y,8 M	LU	H	Correct DOB	Receive Updated Document
UK582307706764	0 Y,8 M	LU	H	Correct DOB	Receive Updated Document
UK582307606777	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307706778	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307206780	0 Y,11 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307406782	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307606784	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307706785	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307106786	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307206787	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307306788	1 Y,0 M	SMX	H	Correct DOB	Receive Updated Document
UK582307506790	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307606791	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307706792	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307106793	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206794	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406796	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307706799	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307306809	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406817	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307606819	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document

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** Delete as appropriate*

CPH No. 75/338/0024 Date 28/03/2018

Official animal identification number	Age	Breed	Sex	Nature of discrepancy	Action required to lift restriction
UK582307706820	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307106821	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406824	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307106828	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206829	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307306830	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406831	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506832	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406873	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307606875	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206878	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406880	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307606882	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307706883	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307106884	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206885	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307706890	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307106891	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406894	1 Y,0 M	SMX	H	Correct DOB	Receive Updated Document
UK582307506895	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307706897	1 Y,0 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307106905	1 Y,0 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206906	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307406908	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307606910	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307106912	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307306914	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
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UK582307606917	0 Y,10 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206920	0 Y,10 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307506923	0 Y,7 M	CHX	H	Correct DOB	Receive Updated Document
UK582307606924	0 Y,8 M	CHX	H	Correct DOB	Receive Updated Document
UK582307106926	0 Y,8 M	CHX	H	Correct DOB	Receive Updated Document
UK582307506930	0 Y,7 M	CHX	H	Correct DOB	Receive Updated Document
UK582307606931	0 Y,7 M	CHX	H	Correct DOB	Receive Updated Document

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Official animal identification number	Age	Breed	Sex	Nature of discrepancy	Action required to lift restriction
UK582307106933	0 Y,6 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307606945	0 Y,5 M	CHX	H	Correct DOB	Receive Updated Document
UK582307706953	0 Y,5 M	CHX	H	Correct DOB	Receive Updated Document
UK582307106954	0 Y,6 M	CHX	H	Correct DOB	Receive Updated Document
UK582307306956	0 Y,5 M	LIMX	H	Correct DOB	Receive Updated Document
UK582307406971	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307606973	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
UK582307206976	0 Y,11 M	CHX	H	Correct DOB	Receive Updated Document
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UK582307506979	0 Y,10 M	CHX	H	Correct DOB	Receive Updated Document
UK582307706001	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307206003	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307306004	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706008	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307106009	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307206010	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307306011	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307506013	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307606014	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706015	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307106016	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307206017	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307406019	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307206024	1 Y,1 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307606028	1 Y,1 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307606035	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
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UK582307306557	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307606560	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706561	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307106562	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document

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** Delete as appropriate*

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Official animal identification number	Age	Breed	Sex	Nature of discrepancy	Action required to lift restriction
UK582307306564	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307606567	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706568	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307106569	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307606581	1 Y,1 M	AAX	M	Correct DOB	Receive Updated Document
UK582307106597	0 Y,10 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307306599	0 Y,10 M	CHX	M	Correct DOB	Receive Updated Document
UK582307306620	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307606623	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307206626	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307506629	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307106632	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307206633	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706638	1 Y,1 M	CHX	M	Correct DOB	Receive Updated Document
UK582307206640	1 Y,1 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307506643	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706645	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307206647	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706652	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307306655	1 Y,0 M	LU	M	Correct DOB	Receive Updated Document
UK582307406656	0 Y,11 M	CHX	M	Correct DOB	Receive Updated Document
UK582307406663	0 Y,11 M	CHX	M	Correct DOB	Receive Updated Document
UK582307106667	0 Y,11 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307706673	0 Y,11 M	LU	M	Correct DOB	Receive Updated Document
UK582307206675	0 Y,11 M	LU	M	Correct DOB	Receive Updated Document
UK582307706680	0 Y,11 M	LU	M	Correct DOB	Receive Updated Document
UK582307106681	0 Y,11 M	LU	M	Correct DOB	Receive Updated Document
UK582307206682	0 Y,11 M	LU	M	Correct DOB	Receive Updated Document
UK582307406684	0 Y,11 M	LU	M	Correct DOB	Receive Updated Document
UK582307406691	1 Y,1 M	LU	M	Correct DOB	Receive Updated Document
UK582307506692	1 Y,1 M	LU	M	Correct DOB	Receive Updated Document
UK582307706694	0 Y,10 M	LU	M	Correct DOB	Receive Updated Document
UK582307406719	1 Y,0 M	SMX	M	Correct DOB	Receive Updated Document
UK582307206724	1 Y,0 M	SMX	M	Correct DOB	Receive Updated Document
UK582307106765	0 Y,8 M	LU	M	Correct DOB	Receive Updated Document

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** Delete as appropriate*

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Official animal identification number	Age	Breed	Sex	Nature of discrepancy	Action required to lift restriction
UK582307106772	0 Y,11 M	CHX	M	Correct DOB	Receive Updated Document
UK582307106779	1 Y,0 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307306781	1 Y,0 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307506783	1 Y,0 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307406789	0 Y,7 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307306795	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307506797	1 Y,0 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307106800	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706806	1 Y,0 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307206808	0 Y,11 M	CHX	M	Correct DOB	Receive Updated Document
UK582307406810	0 Y,11 M	CHX	M	Correct DOB	Receive Updated Document
UK582307606812	0 Y,11 M	CHX	M	Correct DOB	Receive Updated Document
UK582307206815	0 Y,7 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307306816	0 Y,7 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307506818	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307206822	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307306823	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307506825	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307606826	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706827	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307306879	1 Y,0 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706904	0 Y,11 M	CHX	M	Correct DOB	Receive Updated Document
UK582307506909	0 Y,11 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706911	0 Y,11 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307406915	0 Y,11 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706918	0 Y,11 M	CHX	M	Correct DOB	Receive Updated Document
UK582307106919	0 Y,10 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706925	0 Y,8 M	CHX	M	Correct DOB	Receive Updated Document
UK582307306928	0 Y,7 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307606938	0 Y,7 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307406943	0 Y,6 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706946	0 Y,6 M	CHX	M	Correct DOB	Receive Updated Document
UK582307206948	0 Y,6 M	CHX	M	Correct DOB	Receive Updated Document
UK582307306949	0 Y,6 M	CHX	M	Correct DOB	Receive Updated Document
UK582307406950	0 Y,5 M	CHX	M	Correct DOB	Receive Updated Document

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Official animal identification number	Age	Breed	Sex	Nature of discrepancy	Action required to lift restriction
UK582307606952	0 Y,5 M	CHX	M	Correct DOB	Receive Updated Document
UK582307206955	0 Y,6 M	LIMX	M	Correct DOB	Receive Updated Document
UK582307606959	0 Y,5 M	CHX	M	Correct DOB	Receive Updated Document
UK582307506972	0 Y,11 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706974	0 Y,11 M	CHX	M	Correct DOB	Receive Updated Document
UK582307106975	0 Y,10 M	CHX	M	Correct DOB	Receive Updated Document
UK582307606980	0 Y,10 M	CHX	M	Correct DOB	Receive Updated Document
UK582307706981	0 Y,10 M	CHX	M	Correct DOB	Receive Updated Document
UK582307106982	0 Y,10 M	LIMX	M	Correct DOB	Receive Updated Document

Annex sheet number 8 of 8

BCMS act as agents for and on behalf of the Scottish Ministers

Timeline of 333/0024 cattle inspection

23/01/2018 - [Redacted text] and [Redacted text] arrived at Auchencheyne to announce the inspection. They were met by [Redacted text] - neither Neil Gourlay (NG) or Mary Gourlay (MG) were at home [REDACTED TEXT]. [Redacted text] would not allow the inspection to start as he said the cattle were nothing to do with him. It was arranged to return on 29/01/2018 early afternoon to start the inspection following NG and MG returning home.

29/01/2018 – [REDACTED TEXT] and [REDACTED TEXT] returned to Auchencheyne. They were met by NG who was unaware of the cattle inspection having been announced the previous week. The passports were uplifted and it was arranged NG would email the records to the office.

31/01/2018 – [REDACTED TEXT] returned the passports to Auchencheyne to NG. Another bundle of passports were given that had not been in with the original lot.

05/02/2018 – [REDACTED TEXT] and [REDACTED TEXT] inspected the cattle at [Redacted text]. Also present was NG and [Redacted text](stockman).

07/02/2018 – [REDACTED TEXT] and [REDACTED TEXT] inspected cattle at Auchencheyne. Also present was NG and [Redacted text]and [Redacted text](stockmen).

08/02/2018 – [REDACTED TEXT] and [REDACTED TEXT] inspected cattle at [Redacted text]. Also present was NG and [Redacted text]and [Redacted text](stockmen).

20/02/2018 – [REDACTED TEXT] and [REDACTED TEXT] inspected cattle at [Redacted text]. Also present was NG and [Redacted text]and [Redacted text](stockmen). [REDACTED TEXT] and [REDACTED TEXT] then went to [Redacted text] to allow [Redacted text]to tag an unidentified charolais bull with green BCMS tags.

21/02/2018 – [REDACTED TEXT] and [Redacted text] inspected cattle at Blackstone and [Redacted text]. Also present was NG and [Redacted text]. [REDACTED TEXT] and [REDACTED TEXT] then went to [Redacted text] to inspect a luing bull that had been bought during the inspection. This concluded the physical inspection of cattle. A list of the cattle that hadn't been ticked off the crushlist was left to allow NG a chance to find them/look out the passport to uplift. A list of queries prepared by [REDACTED TEXT] was also left as was a copy of the crushlist of cattle requiring new tags.

09/03/2018 – [Redacted text]and [REDACTED TEXT] met with NG at Auchencheyne to go over the majority of queries. The majority of passports of cattle not seen at the inspection was also uplifted. Queries not resolved were left with NG and also a list of 10 unregistered cattle so he could check the calving books for details of them.

16/03/2018 – [REDACTED TEXT] and [REDACTED TEXT] met NG at Auchencheyne to go over the last of the queries and to uplift the last of the passports of cattle not seen. The calving books were also requested to be uplifted to be taken back to the Dumfries office. NG was given a chance to sign to say he had presented all cattle/records (annex C). He was also given a chance to read inspector comments on the inspection and to make any comments of his own on the inspection (which he didn't) and also to sign annex E.

26/03/2018 – [REDACTED TEXT] and [REDACTED TEXT] met NG at Auchencheyne to inform him discrepancies had been found from the information on CTS compared to the calving books for multiple numbers of cattle for dates of birth. The standard questions that are required to be asked when dates of birth have been found at inspection to have been changed were asked. The questions and the answers were noted down by [REDACTED TEXT]. NG was asked to read the notes and sign them and [REDACTED TEXT] also signed them. The implications of date of birth changes was also explained to NG.

Holding 75/333/0024

Auchencheyne Ltd, Auchencheyne, Moniaive Thornhill, Dumfriesshire DG3 4EW

BCMS HEAT reference 16902118

Call received at BCMS on 3rd April 2018 at approx. 16:00 pm from a gentleman identifying himself as Neil Harrison Gourlay

A couple of cattle following inspection have been found which he had reported off in error one of which was UK542626302270.

I advised that we have not received the inspectors report back so cannot confirm what action will happen with these until we see the inspectors comments.

Caller asked me about dates of birth and went on to explain that he and his stockman had given different dates of birth both of which were guesses because the calves were born on the hill and they could not read the dams tags from a distance and therefore couldn't say which dam had cavled and when. He advised that they cannot get the animals in every day to check them and therefore they make a guess on when they actually gave birth. I advised that if they have provided 2 different dates of birth and have suggested to the inspector that the dates were guessed due to the issues he mentioned, then the inspector would have to report these as discrepant because we need accurate dates of birth and not approximates. Caller asked me what do we put first Health & Safety or correct details. I advised we are here to record cattle details and therefore we need exact dates of birth and the health and safety side is something that while it affects them would not have a bearing on our decision with regards to the supplying of incorrect details.

Cabinet Secretary for the Rural Economy and Connectivity
Fergus Ewing MSP

F/T: 0300 244 4000
E: scottish.ministers@gov.scot

Scottish Government
Riaghaltas na h-Alba
gov.scot

Mr Finlay Carson MSP
The Scottish Parliament
EDINBURGH
EH99 1SP

Your ref: Mr Neil Gourlay
Our ref: 2018/0017055
29 May 2018

Dear Finlay,

Thank you for your e-mail dated 22nd May regarding your constituent Mr Neil Gourlay and a recent cattle inspection undertaken, and being finalised, by staff at the Dumfries Area Office.

As you will know, the correct administration of livestock Identification, Registration and Movement (IRM) requirements is critical to ensure the protection of public and animal health, effective disease prevention and control and the integrity of the food supply chain. The Scottish Government is obliged to carry out inspections to ensure the regulations are being complied with and to take corrective action where it is found that they are not, in order to protect the public benefit that is the purpose of the regulations.

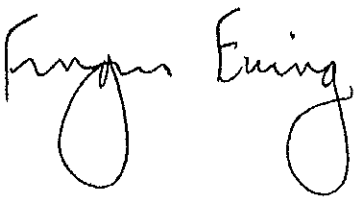
My officials understand the impact that these inspections can have on farm businesses and take full account of any specific circumstances that they may find. This includes the welfare of the livestock but also the wellbeing of all those involved in the inspection. I understand that the inspectors were made aware of particular concerns and took actions to ensure that all communications with the business were with nominated representatives as requested by Mr Gourlay or his fellow directors and that they were kept informed of progress and issues arising at all times. You raised an issue about a "third party book". I understand this refers to a record book kept by employees of the business and supplied to the inspectors by Mr Gourlay as part of the inspection. I can assure you that the inspectors do not change passport information. I understand the passports in question were returned to the British Cattle Movement Service, as is normal, and the details were changed in error on the Cattle Tracing System. This should not have happened at this stage and steps are being taken to remedy this.

Scottish Ministers, special advisers and the Permanent Secretary are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot

INVESTOR IN PEOPLE
POSITIVE ABOUT DISABLED PEOPLE

It would not be appropriate of me to comment further on specific circumstances where an inspection is on-going. However, I do understand from my officials that there is a good chance that the Whole Herd Movement Restriction will be lifted within the next few days which would allow Mr Gourlay to trade any stock that have a valid passport and not still subject to investigation.

If you would find it helpful I am happy to arrange a meeting for you with key officials for further discussion. Please contact my office if you would like to arrange this.



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www.gov.scot

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FOI/18/01589: Email exchanges relating to Auchencheyne

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1. Email 29/01/2019

Attaches Documents 237, 238

From: SGRPID Dumfries
Sent: 29 January 2018 13:13
To: [REDACTED TEXT]
Subject: FW: foa [REDACTED TEXT]

[REDACTED TEXT]

Please see attached.

Mr Gourlay phoned to confirm email received and that he won't be there tomorrow, it's Wednesday.

Thanks

[REDACTED TEXT]

From: Auchencheyne [mailto:neil@auchencheyne.co.uk]
Sent: 29 January 2018 13:10
To: SGRPID Dumfries
Subject: foa [REDACTED TEXT]

Cattle files as requested on farm plus on and off in 2017

Neil ps wed 10.30 at Auchencheyne NOT tomorrow. I did say I was away tomorrow. Neil

Neil Gourlay - Managing Director
Auchenchyne
Moniaive
Thornhill
Dumfries

DG34EW

Mobile: [REDACTED TEXT]

Home: [REDACTED TEXT]

2. Email 29/01/2018
Attaches Documents 237, 238

From: [REDACTED TEXT]
Sent: 29 January 2018 15:53
To: [REDACTED TEXT]
Subject: FW: foa [REDACTED TEXT]

Mr Gourlay,

Thank you for sending your cattle records. Unfortunately the last few digits of the genetic dam have been cut off at the end of the page. Please could you send your records again – our cattle inspection coordinator has found some instructions for getting the information we need from the Farm Matters software that might be easier – I've attached this below.

Regards

[REDACTED TEXT]

[REDACTED TEXT]
Agricultural Officer
SGRPID Dumfries
Tel: 01387 274400
[REDACTED TEXT]

Desk Instruction to extract cattle Records in .xls format for Cattle Inspections from FARM MATTERS.

Cattle on Farm
Right Click
Grid Setup
Tick Required;

Annex A (Cattle on farm)

Ear Number	Tick "Include"
Official Tag	Tick "Include"
Date of Birth	Tick "Include"

Date Bought Tick "Include"
Sex Tick "Include"
Breed Tick "Include"
Dam Tag Tick "Include"
Surrogate Dam Tag Tick "Include"
Bought From Tick "Include"
Location History Tick "Include"

Click “OK”

File
Export
Grid to Excel

Save to file to email into the office

Annex B (Cattle moved off farm)

Ear Number Tick "Include"
Official Tag Tick "Include"
Date of Birth Tick "Include"
Date Bought Tick "Include"
Date Sold Tick "Include"
Sex Tick "Include"
Breed Tick "Include"
Dam Tag Tick "Include"
Surrogate Dam Tag Tick "Include"
Bought From Tick "Include"
Sold To Tick "Include"
Location History Tick "Include"

Click “OK”

File
Export
Grid to Excel

Save to file to email into the office

3. Email 30/01/2018
Attaches documents 239, 240

From: SGRPID Dumfries
Sent: 30 January 2018 08:35
To: [REDACTED TEXT]
Subject: FW: resent files for [REDACTED TEXT]

[REDACTED TEXT]

Please see attached.

Thanks

[REDACTED TEXT]

From: Auchencheyne [mailto:neil@auchencheyne.co.uk]
Sent: 29 January 2018 17:35
To: SGRPID Dumfries
Subject: resent files for [REDACTED TEXT]

Hope this works better. Other format couldn't do. nNeil

Neil Gourlay - Managing Director
Auchenchyne
Moniaive
Thornhill
Dumfries
DG34EW

4. Email 23/02/2018
Attaches document 241

From: SGRPID Dumfries
Sent: 23 February 2018 11:58
To: [REDACTED TEXT]
Subject: FW: Follow up inspection request - 75/333/0024

[REDACTED TEXT]

Please see attached.

Thanks

[REDACTED TEXT]

From: enforcement-referrals, bcms (BCMS) [mailto:bcms.enforcement-referrals@bcms.rpa.gsi.gov.uk]
Sent: 22 February 2018 14:59
To: SGRPID Dumfries; [REDACTED TEXT]

Cc: AIT Mailbox; enforcement-referrals, bcms (BCMS)
Subject: Follow up inspection request - 75/333/0024

Hi

Please find attached follow up inspection request for 75/333/0024.

Thanks

[REDACTED TEXT] | BCMS Enforcement Referrals| Operational Delivery
Rural Payments Agency | Upper D | Curwen Road | Workington | CA14 2DD
Tel[REDACTED TEXT] | Email: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk
[REDACTED TEXT]
Follow us on Twitter @Ruralpay

5. Email 16/03/2018

From: [REDACTED TEXT]
Sent: 16 March 2018 08:57
To: [REDACTED TEXT]
Subject: Neil Gourlay

Hi [REDACTED TEXT],

Have you managed to talk to BCMS to confirm the passports Neil says he sent back to BCMS were received?

Thanks

[REDACTED TEXT]

6. Email 20/03/2018

Includes 272

From: [REDACTED TEXT]
Sent: 20 March 2018 09:14
To: [REDACTED TEXT]
Subject: FW: record check

[REDACTED TEXT],

We will need a record of the dates calves were registered to see if the DOB changes were significant.

Attached is a list from the pack of homebred 2016 and 2017 calves to add the discrepant calves to.

Thanks

[REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 20 March 2018 09:00
To: [REDACTED TEXT]
Subject: RE: record check

[REDACTED TEXT],

I am in Stranraer today. See you tomorrow?

Thanks

[REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 20 March 2018 08:50
To: [REDACTED TEXT]
Subject: record check

[REDACTED TEXT]

I have checked the records for the 2017 calves for Auchenchynne, and there are dozens of altered dates, a right can of worms!
If you are in Dumfries today I will see you later

[REDACTED TEXT]

[REDACTED TEXT]
Agriculture, Food and Rural Communities Directorate
Rural Payments and Inspections Division
Dumfries Area Office
01387 274400 Dumfries
Mailto:[REDACTED TEXT]@gov.scot
<< OLE Object: Picture (Device Independent Bitmap) >>

7. Email 21/03/2018
Attaches 243

From: [REDACTED TEXT]
Sent: 21 March 2018 14:56
To: [REDACTED TEXT]
Subject: 333-0024

[REDACTED TEXT]

Finished these records, guess there are 83 over 27 days, and about 195 that have had dates of birth changed

[REDACTED TEXT]

[REDACTED TEXT]
Agriculture, Food and Rural Communities Directorate
Rural Payments and Inspections Division
Dumfries Area Office
01387 274400 Dumfries

8. Email 22/03/2018
Includes 273

From: [REDACTED TEXT]
Sent: 22 March 2018 14:29
To: [REDACTED TEXT]
Subject: RE: 333-0024

[REDACTED TEXT],

Please see the link below to the Annex B Homebred Cattle

Thanks

[REDACTED TEXT]

9. Email 22/03/2018
From: [REDACTED TEXT]
Sent: 22 March 2018 13:14
To: [REDACTED TEXT]
Subject: Important - Potential Intentional Penalty

Hi [REDACTED TEXT],

Can you give me a ring today please regarding a potential high value intentional penalty case

Thanks
[REDACTED TEXT]

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T:????????? E: SGRPID.Dumfries@gov.scot

10. Email 21/03/2018
Includes 273

From: [REDACTED TEXT]
Sent: 22 March 2018 14:29
To: [REDACTED TEXT]
Subject: RE: 333-0024

[REDACTED TEXT],

Please see the link below to the Annex B Homebred Cattle

Thanks

[REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 21 March 2018 14:56
To: [REDACTED TEXT]
Subject: 333-0024

[REDACTED TEXT]

Finished these records, guess there are 83 over 27 days, and about 195 that have had dates of birth changed

[REDACTED TEXT]

[REDACTED TEXT]
Agriculture, Food and Rural Communities Directorate
Rural Payments and Inspections Division
Dumfries Area Office

01387 274400 Dumfries

11. Email 26/03/2018

From: [REDACTED TEXT]
Sent: 26 March 2018 18:51
To[REDACTED TEXT]
Subject: RE: 333-0024

Good morning [REDACTED TEXT],

Thank you for checking the other dates from the calving books.

Please take your time recording the dates from the book and dates of registration, there is a lot a steak for this business and I would not want us to be lifting passports with wrong dates as it is this very issue which has got us here with this inspection.

See you around 11,

Cheers

[REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 21 March 2018 14:56
To: [REDACTED TEXT]
Subject: 333-0024

[REDACTED TEXT]

Finished these records, guess there are 83 over 27 days, and about 195 that have had dates of birth changed

[REDACTED TEXT]

[REDACTED TEXT]
Agriculture, Food and Rural Communities Directorate
Rural Payments and Inspections Division
Dumfries Area Office
01387 274400 Dumfries

12. Email 27/03/2018

From: [REDACTED TEXT]

Sent: 27 March 2018 17:52
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: Cattle Passports to collect to update dates of birth.

Neil,

As agreed, please find below the list of 270 cattle passports in last 5 digit order which have dates of birth to correct. [REDACTED TEXT] and myself will visit as arranged at 10 o'clock tomorrow.

Sincerely

[REDACTED TEXT]

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T: 0300 244 5888 E: SGRPID.Dumfries@gov.scot

Ear Number	BCMS Date of Birth	Sex	Breed
UK582307706001	01/04/2017	M	CHX
UK582307106002	05/05/2017	H	LIMX
UK582307206003	09/05/2017	M	CHX
UK582307306004	01/04/2017	M	CHX
UK582307406005	01/04/2017	H	CHX
UK582307506006	01/04/2017	H	CHX
UK582307606007	02/04/2017	H	CHX
UK582307706008	02/04/2017	M	CHX
UK582307106009	02/04/2017	M	CHX
UK582307206010	02/04/2017	M	CHX
UK582307306011	02/04/2017	M	CHX
UK582307406012	02/04/2017	H	CHX
UK582307506013	02/04/2017	M	CHX
UK582307606014	02/04/2017	M	CHX
UK582307706015	02/04/2017	M	CHX
UK582307106016	03/04/2017	M	CHX
UK582307206017	02/04/2017	M	CHX
UK582307306018	02/04/2017	H	CHX
UK582307406019	03/04/2017	M	CHX
UK582307506020	03/04/2017	H	CHX
UK582307606021	04/04/2017	H	CHX
UK582307706022	04/04/2017	H	CHX
UK582307206024	07/04/2017	M	LIMX
UK582307406026	08/04/2017	H	LIMX

UK582307506027	15/04/2017	H	LIMX
UK582307606028	08/04/2017	M	LIMX
UK582307706029	10/04/2017	H	CHX
UK582307106030	10/04/2017	H	CHX
UK582307206031	10/04/2017	H	CHX
UK582307406033	11/04/2017	H	CHX
UK582307506034	11/04/2017	H	CHX
UK582307606035	11/04/2017	M	CHX
UK582307306039	11/04/2017	M	CHX
UK582307506048	16/04/2017	H	LIMX
UK582307306291	22/03/2016	H	LU
UK582307406292	27/03/2016	H	LU
UK582307506293	27/03/2016	H	LUX
UK582307606294	22/03/2016	H	LU
UK582307706295	24/03/2016	H	LU
UK582307106296	24/03/2016	H	LU
UK582307106345	17/06/2017	H	LU
UK582307306347	22/06/2017	H	LU
UK582307106352	05/05/2017	H	LU
UK582307406362	02/05/2016	H	LU
UK582307506363	01/05/2016	H	LU
UK582307706365	03/05/2016	H	LU
UK582307206367	08/05/2016	H	LU
UK582307406369	20/05/2016	H	LU
UK582307506370	26/06/2016	H	LU
UK582307706428	01/05/2016	M	LU
UK582307706442	03/05/2016	M	LU
UK582307506531	24/05/2016	H	CHX
UK582307406537	23/06/2016	M	CHX
UK582307106541	10/04/2017	H	CHX
UK582307206542	10/04/2017	H	CHX
UK582307406544	04/05/2017	H	CHX
UK582307506545	10/04/2017	H	CHX
UK582307606546	17/06/2017	H	AAX
UK582307706547	11/04/2017	M	CHX
UK582307106548	11/04/2017	H	CHX
UK582307206549	11/04/2017	H	CHX
UK582307306550	12/04/2017	H	CHX
UK582307406551	11/04/2017	H	LIMX
UK582307506552	12/04/2017	M	CHX
UK582307606553	12/04/2017	H	CHX
UK582307706554	12/04/2017	M	CHX
UK582307106555	12/05/2017	H	LIMX
UK582307206556	12/04/2017	H	CHX
UK582307306557	12/04/2017	M	CHX
UK582307406558	13/04/2017	H	CHX
UK582307506559	13/04/2017	H	CHX
UK582307606560	13/04/2017	M	CHX
UK582307706561	14/04/2017	M	CHX
UK582307106562	13/04/2017	M	CHX

UK582307206563	14/04/2017	H	CHX
UK582307306564	14/04/2017	M	CHX
UK582307406565	14/04/2017	H	CHX
UK582307506566	14/04/2017	H	CHX
UK582307606567	02/05/2017	M	CHX
UK582307706568	02/05/2017	M	CHX
UK582307106569	02/05/2017	M	CHX
UK582307206570	02/05/2017	H	CHX
UK582307406572	24/06/2016	H	CHX
UK582307706575	29/06/2016	H	CHX
UK582307606581	31/03/2017	M	AAX
UK582307706589	26/03/2017	H	CHX
UK582307306592	26/03/2017	H	HEX
UK582307106597	17/06/2017	M	LIMX
UK582307306599	17/06/2017	M	CHX
UK582307606602	04/04/2017	H	LIMX
UK582307206619	07/04/2017	H	CHX
UK582307306620	07/04/2017	M	CHX
UK582307406621	07/04/2017	H	CHX
UK582307506622	07/04/2017	H	SMX
UK582307606623	15/04/2017	M	CHX
UK582307706624	15/04/2017	M	CHX
UK582307106625	15/04/2017	H	CHX
UK582307206626	15/04/2017	M	CHX
UK582307306627	15/04/2017	H	LIMX
UK582307406628	15/04/2017	H	LIMX
UK582307506629	16/04/2017	M	CHX
UK582307606630	15/04/2017	H	CHX
UK582307706631	15/04/2017	H	CHX
UK582307106632	15/04/2017	M	CHX
UK582307206633	14/04/2017	M	CHX
UK582307506636	10/05/2017	H	CHX
UK582307706638	15/04/2017	M	CHX
UK582307206640	15/04/2017	M	LIMX
UK582307306641	15/04/2017	H	CHX
UK582307506643	16/04/2017	M	CHX
UK582307706645	17/04/2017	M	CHX
UK582307206647	18/04/2017	M	CHX
UK582307706652	21/04/2017	M	CHX
UK582307306655	12/05/2017	M	LU
UK582307406656	01/06/2017	M	CHX
UK582307506657	01/06/2017	H	CHX
UK582307606658	02/06/2017	H	CHX
UK582307706659	02/06/2017	H	CHX
UK582307106660	03/06/2017	H	CHX
UK582307206661	03/06/2017	H	CHX
UK582307306662	03/06/2017	H	CHX
UK582307406663	03/06/2017	M	CHX
UK582307706666	03/06/2017	H	CHX
UK582307106667	03/06/2017	M	LIMX

UK582307206668	03/06/2017	H	CHX
UK582307306669	03/06/2017	H	CHX
UK582307406670	01/06/2017	H	CHX
UK582307506671	18/05/2017	H	LU
UK582307606672	23/06/2017	H	LU
UK582307706673	18/05/2017	M	LU
UK582307206675	18/05/2017	M	LU
UK582307406677	11/05/2017	H	LU
UK582307606679	17/05/2017	H	LU
UK582307706680	18/05/2017	M	LU
UK582307106681	18/05/2017	M	LU
UK582307206682	20/05/2017	M	LU
UK582307306683	19/05/2017	H	LU
UK582307406684	23/05/2017	M	LU
UK582307506685	23/05/2017	H	LU
UK582307606686	18/05/2017	H	LU
UK582307706687	25/05/2017	H	LU
UK582307406691	02/04/2017	M	LU
UK582307506692	02/04/2017	M	LU
UK582307606693	15/04/2017	H	LIMX
UK582307706694	17/06/2017	M	LU
UK582307106695	12/05/2017	H	LU
UK582307406712	04/04/2017	H	LU
UK582307406719	10/05/2017	M	SMX
UK582307206724	12/05/2017	M	SMX
UK582307506748	12/05/2017	H	SMX
UK582307606756	15/08/2017	H	LU
UK582307406761	12/09/2017	H	LU
UK582307706764	12/09/2017	H	LU
UK582307106765	12/09/2017	M	LU
UK582307106772	26/05/2017	M	CHX
UK582307606777	04/05/2017	H	LIMX
UK582307706778	05/05/2017	H	LIMX
UK582307106779	06/05/2017	M	LIMX
UK582307206780	31/05/2017	H	LIMX
UK582307306781	05/05/2017	M	LIMX
UK582307406782	05/05/2017	H	LIMX
UK582307506783	07/05/2017	M	LIMX
UK582307606784	07/05/2017	H	LIMX
UK582307706785	08/05/2017	H	LIMX
UK582307106786	08/05/2017	H	LIMX
UK582307206787	09/05/2017	H	LIMX
UK582307306788	11/05/2017	H	SMX
UK582307406789	05/10/2017	M	LIMX
UK582307506790	08/05/2017	H	LIMX
UK582307606791	07/05/2017	H	CHX
UK582307706792	07/05/2017	H	CHX
UK582307106793	07/05/2017	H	CHX
UK582307206794	29/05/2017	H	CHX
UK582307306795	08/05/2017	M	CHX

UK582307406796	09/05/2017	H	CHX
UK582307506797	11/05/2017	M	LIMX
UK582307706799	10/05/2017	H	CHX
UK582307106800	04/05/2017	M	CHX
UK582307706806	11/05/2017	M	LIMX
UK582307206808	18/05/2017	M	CHX
UK582307306809	18/05/2017	H	CHX
UK582307406810	19/05/2017	M	CHX
UK582307606812	18/05/2017	M	CHX
UK582307206815	01/10/2017	M	LIMX
UK582307306816	01/10/2017	M	LIMX
UK582307406817	02/05/2017	H	CHX
UK582307506818	02/05/2017	M	CHX
UK582307606819	02/05/2017	H	CHX
UK582307706820	02/05/2017	H	CHX
UK582307106821	02/05/2017	H	CHX
UK582307206822	02/05/2017	M	CHX
UK582307306823	02/05/2017	M	CHX
UK582307406824	04/05/2017	H	CHX
UK582307506825	04/05/2017	M	CHX
UK582307606826	04/05/2017	M	CHX
UK582307706827	04/05/2017	M	CHX
UK582307106828	04/05/2017	H	CHX
UK582307206829	04/05/2017	H	CHX
UK582307306830	04/05/2017	H	CHX
UK582307406831	05/05/2017	H	CHX
UK582307506832	07/05/2017	H	CHX
UK582307406873	22/04/2017	H	CHX
UK582307606875	08/05/2017	H	CHX
UK582307206878	23/04/2017	H	CHX
UK582307306879	30/04/2017	M	CHX
UK582307406880	25/04/2017	H	CHX
UK582307606882	30/04/2017	H	LIMX
UK582307706883	30/04/2017	H	LIMX
UK582307106884	30/04/2017	H	CHX
UK582307206885	30/04/2017	H	CHX
UK582307706890	02/05/2017	H	CHX
UK582307106891	30/04/2017	H	CHX
UK582307306893	04/05/2017	H	LIMX
UK582307406894	04/05/2017	H	SMX
UK582307506895	06/05/2017	H	LIMX
UK582307606896	06/05/2017	M	LIMX
UK582307706897	08/05/2017	H	LIMX
UK582307706904	29/05/2017	M	CHX
UK582307106905	15/05/2017	H	CHX
UK582307206906	17/05/2017	H	CHX
UK582307306907	18/05/2017	M	CHX
UK582307406908	01/06/2017	H	CHX
UK582307506909	01/06/2017	M	CHX
UK582307606910	06/06/2017	H	CHX

UK582307706911	01/06/2017	M	LIMX
UK582307106912	01/06/2017	H	CHX
UK582307306914	08/06/2017	H	CHX
UK582307406915	15/06/2017	M	CHX
UK582307506916	19/06/2017	H	CHX
UK582307606917	17/06/2017	H	CHX
UK582307706918	08/06/2017	M	CHX
UK582307106919	19/06/2017	M	CHX
UK582307206920	19/06/2017	H	LIMX
UK582307506923	28/09/2017	H	CHX
UK582307606924	05/09/2017	H	CHX
UK582307706925	05/09/2017	M	CHX
UK582307106926	05/09/2017	H	CHX
UK582307306928	28/09/2017	M	LIMX
UK582307506930	22/09/2017	H	CHX
UK582307606931	22/09/2017	H	CHX
UK582307106933	01/11/2017	H	LIMX
UK582307606938	05/10/2017	M	LIMX
UK582307406943	02/11/2017	M	CHX
UK582307506944	02/11/2017	H	CHX
UK582307606945	29/11/2017	H	CHX
UK582307706946	06/11/2017	M	CHX
UK582307206948	09/11/2017	M	CHX
UK582307306949	15/11/2017	M	CHX
UK582307406950	16/11/2017	M	CHX
UK582307606952	16/11/2017	M	CHX
UK582307706953	16/11/2017	H	CHX
UK582307106954	15/11/2017	H	CHX
UK582307206955	15/11/2017	M	LIMX
UK582307306956	16/11/2017	H	LIMX
UK582307406957	17/11/2017	M	CHX
UK582307506958	16/11/2017	H	CHX
UK582307606959	17/11/2017	M	CHX
UK582307406971	01/06/2017	H	CHX
UK582307506972	01/06/2017	M	CHX
UK582307606973	02/06/2017	H	CHX
UK582307706974	02/06/2017	M	CHX
UK582307106975	17/06/2017	M	CHX
UK582307206976	12/06/2017	H	CHX
UK582307306977	17/06/2017	H	CHX
UK582307406978	16/06/2017	H	CHX
UK582307506979	17/06/2017	H	CHX
UK582307606980	22/06/2017	M	CHX
UK582307706981	17/06/2017	M	CHX
UK582307106982	16/06/2017	M	LIMX
UK582307206983	18/06/2017	H	LU

13. Email 27/03/2018

Includes email 12

From: Neil Gourlay [mailto:neil@auchencheyne.co.uk]
Sent: 27 March 2018 18:24
To: [REDACTED TEXT]
Subject: Re: Cattle Passports to collect to update dates of birth.

Dear Mr [REDACTED TEXT]

My son and I (as directors of Auchencheyne limited)are emailing to inform you that Neil is unable to deal with this harassment any more and have passed it over to an agent we have appointed who will require a full written explanation of the case, requirements and the repercussions.
We do not wish to be unhelpful, our agent [REDACTED TEXT] awaits your call tomorrow am. [REDACTED TEXT]
Please forward all required information to us which we will forward to [REDACTED TEXT] prior to your call.

Regards
Mary Gourlay

Sent from my iPad

22. Email 28/03/2018

Includes 12, 13

From: [REDACTED TEXT]
Sent: 28 March 2018 11:07
To: 'neil@auchencheyne.co.uk'
Cc: AIT Mailbox; [REDACTED TEXT]
Subject: Re: Cattle Passports to collect to update dates of birth.

Good morning Mrs Gourlay,

Thank you for your email outlining your situation.

I am sorry you feel the need to use the word “harassment” in your request below. Since the physical inspection of cattle was completed we have been working closely with Neil to resolve the issues arising from this cattle inspection and we would like to resolve these as quickly as possible.

As you will be aware, a CPP 28 movement restriction notice has been placed on the business. This notice was issued on the 26th March 2018 to Neil and I would suggest that you, your son and your appointed agent read the notice, adhere to the requirements and comply with the details. As mentioned in my email below, we are required to uplift the passports relating to the animals placed under the CPP 28 movement restriction. Once these passports are uplifted, corrected and returned the movement restriction can be removed to allow the business to continue trading cattle.

Can you confirm whether you agree to RPID visiting the farm to uplift the passports, or whether you will deliver the passports to the RPID office at 161 Brooms road. If you choose the second option of delivering them to the office, so that a receipt can be provided to you please arrange a time for later today or tomorrow as the office closes for Easter at 5 p.m.

The Scottish domestic legislation applicable to the cattle identification inspection undertaken on the Auchencheyne holdings is included below –

http://www.legislation.gov.uk/ssi/2002/22/contents/made

Please note the legislative references contained within the domestic legislation and the CPP 28 notice referring to the European bovine legislation.

Of particular note regarding the uplift of the passports as mentioned above and within the domestic legislation is article 11 of Schedule 3, Regulation 7, entitled Cattle Passports etc., which I include below –

Surrender of identification documents
11.—(1) An officer of the Scottish Ministers or a local authority inspector may serve a notice on a keeper requiring the surrender of an identification document or a movement card if that officer or inspector reasonably believes that the provisions of Regulation (EC) No. 1760/2000 or these Regulations have not been complied with.
(2) Any person on whom a notice is served under sub-paragraph (1) who fails to comply with the notice is guilty of an offence.

Below is the full written detail of this case;

The business of Auchencheyne Ltd. MLC 75/333/0024 Business Reference Number 120201 was selected by Risk analysis for a cattle inspection. An attempt was made on 23rd January to start however as Neil was unavailable it commenced 29/01/2018. During this inspection all bovines on the farm require to be inspected along with farm records and cattle passports. A record check is also carried out for cattle which have recently left the holding. Once complete a full inspection report will be issued.

During the inspection a number of cattle were found on farm which were not registered with the British Cattle Movement Service (BCMS) within the required timescales set out in the Cattle Identification Regulations (Scotland) 2007.

In discussion with Neil he explained how he registers the calves using the information from the calving book maintained by his stockmen. Neil presented these calving books to the inspectors and it was identified that the dates of birth in the calving books on many occasions differed from the dates of birth provided to BCMS.

Below is a list of 254 cattle on farm which require to have the dates of birth corrected to reflect the dates of birth in the calving books, which was the purpose of today's visit. Once these dates of birth are corrected and the passports are returned by BCMS the CPP28 movement restriction will be removed as the "Live Discrepancies"

will be under 20% and cattle not affected by the date change will be free to be moved.

As a keeper of cattle, there is a requirement to apply official ear tags to newly born calves within 20 days of birth, for the birth details (including date of birth, dam identifier, breed, sex and location of birth) to be entered into the holding register within 30 days of the birth and notification of the birth made to the British Cattle Movement Services (BCMS) via application for a passport within 7 days of the tagging of the calf.

Regarding the dates of birth notified to BCMS, a large number of cattle (including the 254 cattle on the holding and referred to below) were identified as having a date of birth notified to BCMS that differed from the dates of birth entered into the calving books presented by Neil to the RPID inspectors. During discussions with Neil and the RPID inspectors, it would appear that the dates of birth have been altered when submitting the birth application to BCMS to make the animal appear under 28 days old and thereby eligible for a full cattle passport.

Regarding the unregistered cattle on the holding, as you may be aware, any cattle registered with BCMS out with the overall 27 days birth notification period would initially be refused a full cattle passport. You may also be aware that BCMS have an appeals process when birth notifications are received out with the 27 day legislative deadline. I am led to believe this involves a DNA test taken by your Vet. And a small fee. You may wish to consider the appeals route for the unregistered cattle on the holding.

RPID carry out cattle identification inspections in line with the requirements under the relevant domestic and European legislation as regards checks concerning the requirements for the identification and registration of bovine animals. Findings of non-compliance at the cattle inspection can result in the application of sanctions including movement restrictions and consideration for prosecution if the keeper is guilty of an offence.

RPID are also the competent control authority for the control of Statutory Management Requirement 7 (SMR 7) – Livestock Identification and Traceability – Cattle and paying agency for the administration of CAP related payments. RPID are therefore required to consider the application of administrative sanctions under the Cross Compliance regime.

In previous cases, as this Late Registration process was not followed and the dates were altered in order to receive a full cattle passport, this is considered an Intentional act as the consequences of registering calves over 27 days old were known to the producer.

The details of the Cross Compliance Penalty calculation is contained within the link below;

https://www.ruralpayments.org/publicsite-rest/fscontent/repository/portal-system/mediadata/media/resources/cross_compliance_-_2018_-_guidance_-_verifiable_standards~2.pdf

The penalty matrix for Negligent and Intentional penalties range from a Warning Letter up to 100% of scheme payments which include Greening, Basic Payment Scheme, Less Favoured Area Support Scheme, Scottish Suckler Beef Support Scheme and others.

https://www.ruralpayments.org/publicsite-rest/fscontent/repository/portal-system/mediadata/media/resources/cross_compliance_-_2018_-_guidance_-_penalty_matrix_-_negligent_-_version_2018_10.pdf

https://www.ruralpayments.org/publicsite-rest/fscontent/repository/portal-system/mediadata/media/resources/cross_compliance_-_2018_-_guidance_-_penalty_matrix_-_intentional_-_version_2018_10.pdf

The calves claimed for SSBSS which should not have received a cattle passport will be removed from the claim with penalty and the penalties applied are included in the guidance attached.

https://www.ruralpayments.org/publicsite/futures/topics/all-schemes/scottish-suckler-beef-support-scheme/scottish-suckler-beef-support-scheme-full-guidance/#43009

From the list below I now note that passports for the following 16 cattle have already been uplifted for other reasons on the 16th March;

UK582307406033	11/04/2017	H	CHX
UK582307306291	22/03/2016	H	LU
UK582307506531	24/05/2016	H	CHX
UK582307406572	24/06/2016	H	CHX
UK582307506685	23/05/2017	H	LU
UK582307306893	04/05/2017	H	LIMX
UK582307506944	02/11/2017	H	CHX
UK582307506958	16/11/2017	H	CHX
UK582307206983	18/06/2017	H	LU
UK582307706428	01/05/2016	M	LU
UK582307706442	03/05/2016	M	LU
UK582307406537	23/06/2016	M	CHX
UK582307706624	15/04/2017	M	CHX
UK582307606896	06/05/2017	M	LIMX
UK582307306907	18/05/2017	M	CHX
UK582307406957	17/11/2017	M	CHX

Regards

[REDACTED TEXT]

23. Email 29/03/2018
Attaches 244

From: [REDACTED TEXT] (BCMS) [mailto:[REDACTED TEXT]@bcms.rpa.gsi.gov.uk]
Sent: 29 March 2018 14:50
To: [REDACTED TEXT]; 'APHA.Scotland@apha.gsi.gov.uk'; 'tradingstandards@dumgal.gov.uk'
Cc: [REDACTED TEXT] (BCMS)
Subject: FW: OFFICIAL - CPH 75/333/0024 (AUCHENCHEYNE LTD) - Whole Herd Movement Restriction

Good Afternoon,

CPH 75/333/0024 (Auchencheyne Ltd) BCMS Ref: 16778836
Whole Herd Movement Restriction (CPP28) – class 1 restricting off movements. This was served on 26/03/2018 due to more than 20% live discrepancies being found at a Cattle Identification Inspection (CII).

Please find enclosed a copy of the MRL1 letter that has been sent to the holding earlier today via 1st class mail.

Thanks
[REDACTED TEXT] | Operational Delivery: Enforcements - [REDACTED TEXT] Team
Rural Payments Agency | Upper Block D | Curwen Road | Workington | CA14 2DD
Tel. No. [REDACTED TEXT] | Email: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk
Follow us on Twitter: @Ruralpay

25. Email 29/03/2018
Includes 23, 13, 12

From: [REDACTED TEXT]
Sent: 29 March 2018 18:24
To: 'neil@auchencheyne.co.uk'
Cc: [REDACTED TEXT]
Subject: FW: Cattle Passports to collect to update dates of birth.

Good evening Mrs Gourlay,

Thank you for supplying cattle passports to this office this morning. 249 Passports were supplied and a receipt is attached for 247 of them.

7 passports which were requested were not found to be included and these are listed below;

UK582307406019
UK582307506020
UK582307606021

UK582307306039
UK582307606945
UK582307706946
UK582307206948

2 Passports (not included on the receipt) which were not requested were included and these are behind the front desk in the office for you to collect;

UK582307306046
UK582307106037

The receipts for the passports returned to BCMS are also behind the counter with colour copies of the calving books for you to collect.

Please can you provide the 7 passports by Friday 6th April 2018.

Regards

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T: 0300 244 5888 E: SGRPID.Dumfries@gov.scot

27. Email 05/04/2018

From: [REDACTED TEXT]
Sent: 05 April 2018 18:54
To: [REDACTED TEXT]
Cc: [REDACTED TEXT] neil@auchencheyne.co.uk
Subject: Mr&Mrs Gourlay - Cattle Inspection
Importance: High

Mr [REDACTED TEXT] (copied to Mr [REDACTED TEXT] & Mrs Gourlay),

Mrs Gourlay came into the office today to collect stockman's books that were collected at the recent cattle inspection and to receive an inspection sign off.

I spoke with HQ in your absence and they advised that the inspection was not fully complete and therefore the final inspection findings weren't available.

I was unaware if there was a reason photocopies of the stockman's book had been given back to Mrs Gourlay in an envelope left at reception and not the originals. On this basis I was unable to locate or provide the originals today.

As I explained to Mrs Gourlay I was unsighted on this inspection and was unfortunatly not able to provide much assistance.

It was also made clear to me that this inspection [REDACTED TEXT]. [REDACTED TEXT] [REDACTED TEXT] from this office was contacted yesterday by [REDACTED TEXT] in reference to this inspection and I confirmed with Mrs Gourlay today that the business are happy for us to discuss this matter with [REDACTED TEXT].

Can you please contact Mr and Mrs Gourlay on your return from leave on Monday 9th April to provide an up-date on this inspection. In light of [REDACTED TEXT] can this please be treated as urgent.

Mr [REDACTED TEXT] - please see that I have received confirmation that you can communicate with [REDACTED TEXT] on this case.

Any questions please let me know.

Many thanks,
[REDACTED TEXT]

28. Email 06/04/2018

From: [REDACTED TEXT]
Sent: 06 April 2018 17:11
To: Turpie A (Annabel); [REDACTED TEXT]; Watson AA (Andrew)
Cc: [REDACTED TEXT]
Subject: Cattle Inspection Dumfries Area - possible [REDACTED TEXT] - potential Cab Sec involvement

All

Neil Gourlay, MLC – 333/0024

[REDACTED TEXT] has informed me today of a case where serious breaches (alteration of dates of birth) have been found at a large cattle inspection which may result in the withdrawal of perhaps 2-300 cattle passports and application of a high cross compliance penalty (50% plus as the breach is currently being assessed as intentional). This will have serious impact on the business both from a subsidy point of view (total value of scheme payments is several hundred thousand pounds) and also a commercial point of view as the effected animals will have no commercial value having had their passports withdrawn. There could also be implications for other producers who have purchased animals which are subsequently found to have incorrect dates of birth.

The inspection took place last week and passports were removed from the holding. [REDACTED TEXT] our inspectors were concerned [REDACTED TEXT] and took the decision to withdraw from the premises.

Subsequent communication with the business had been via his wife (who is a Director in the business) and his agent. He has also enlisted the help of [REDACTED TEXT] who we understand is a close personal friend. During one

communication with Mrs Gourlay she made reference to the fact that [REDACTED TEXT]. There appears to be little or no recognition that the circumstances appear to be self-inflicted but rather this is something that we (RPID) “are doing to them”. I only state this to recognise that this will be aggravating their strong feelings.

I am making you aware of this as there is a possibility that the Cab Sec will be made aware but also because of the recent discussion surrounding [REDACTED TEXT] issues within the farming community. Much of this discussion has been in relation to the on-going impact of the poor weather and related issues with feed quality and condition of livestock. [REDACTED TEXT].

The circumstances are similar to the [REDACTED TEXT] case (although not a pedigree breeder) and options in these kind of cases often include involving the LA to consider enforcement proceedings which would involve interviewing under caution etc. However, because of the current circumstances we are not going to that route at this stage.

Grateful for any thoughts and consideration whether the Cab Sec should be made aware.

(I am on annual leave as of tonight)

[REDACTED TEXT]
Head of Cross Compliance, Livestock and Pollution Inspection Management

Scottish Government Rural Payments and Inspections Division (SGRPID)
Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD

Tel – 0131 244 [REDACTED TEXT]
Mob - [REDACTED TEXT]

30. Email 09/04/2018

From: [REDACTED TEXT]
Sent: 09 April 2018 12:43
To: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk'
Subject: 75/333/0024 Auchencheyne Ltd. Neil Gourlay

[REDACTED TEXT],

As we discussed on the phone, Mr Gourlay has provided 2 sets of records with differing dates of birth for over 250 cattle on farm.

In discussion with yourself you confirmed Mr Gourlay was in contact regarding the movement restriction and explained cattle calved on the hill and dates of birth were guessed at.

I would be grateful if you could share the heat record of the call.

I will forward a full report shortly.

Thanks

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T: [REDACTED TEXT]
E: SGRPID.Dumfries@gov.scot

31. Email 09/04/2018

_____

From: [REDACTED TEXT]
Sent: 09 April 2018 12:49
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: RE: Cattle Inspection Dumfries Area - possible [REDACTED TEXT] - potential Cab Sec involvement

[REDACTED TEXT],

At the end of the inspection there were 10 unregistered cattle found which did not appear in the computer records maintained by Mr Gourlay. During that meeting Mr Gourlay explained the system employed by the business for cattle registrations and provided 4 calving books as evidence;

1. 4 Stockmen complete their calving book with the required details.
2. The calving books are collected by Mr Gourlay on a fortnightly basis (although sometimes he played “Catch-Up”)
3. When the calves are added by Mr Gourlay to the Farm Matters computer program and registered he marks the entry in the books with a highlighter pen.

From this description and highlighted cattle in the calving books I consider the calving books to be the contemporaneous record.

I have added some changes to the text below in red.

I spoke with [REDACTED TEXT] at BCMS regarding 2 sets of records and BCMS would be concerned as 2 sets of different data have been provided, they are unable to confirm which is date correct therefore no passports would be returned. (not only the cattle registered over 27 days old)

Mr Gourlay spoke to [REDACTED TEXT] at BCMS on 03/04/2018 and explained to them that cattle calve on the hill and the stockmen guess at dates of birth. Therefore both dates provided were guesses.

Happy to discuss

[REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 09 April 2018 10:12
To: [REDACTED TEXT]
Subject: FW: Cattle Inspection Dumfries Area - possible [REDACTED TEXT] - potential Cab Sec involvement

Hi [REDACTED TEXT] – hope you are well.

I should know this (and I don't have time to dig into the guidance today) but if we have 2 sets of records do we/could we determine one to be accurate and base reissued passports on those DOB's?

Unfortunately both [REDACTED TEXT] and [REDACTED TEXT] are on leave this week as well so I can't ask them the daft questions!

Thanks

[REDACTED TEXT]

34. Email 09/04/2018
Attaches 246, 247, 248, 249, 250, 251, 251a, 252, 252a

From: [REDACTED TEXT]
Sent: 09 April 2018 14:23
To: 'enforcement-referrals, bcms (BCMS)'; IAT Admin
Cc: AIT Mailbox; [REDACTED TEXT] ([REDACTED TEXT]@dumgal.gcsx.gov.uk); [REDACTED TEXT]
Subject: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay - email 1 of 2

BCMS Restrictions,

CC [REDACTED TEXT] Dumfries and Galloway Trading Standards
AIT [REDACTED TEXT]
RPID Dumfries [REDACTED TEXT]

An inspection was started on this farm on 29/01/2018. During the inspection 10 cattle were found on farm which were not registered. Neil Gourlay described the system in place where the 4 stockmen record the births in their calving book, the books are gathered by Neil Gourlay mostly on a fortnightly basis and he registers the calves on CTS using his Farm Matters computer program and marks the calving books with a highlighter pen when registered. It was noted that some of the 10

animals were found in the calving books and not marked with a highlighter. One animal was not found in the calving books.

One animal was seen to have a date of birth which was different from the computer records. It was at this point the calving records were uplifted and dates of birth for other cattle were checked against the BCMS record.

The Inspection Report Form contained 543 homebred cattle on farm and 421 homebred cattle which have left the holding.

Of the cattle on farm, 142 had dates of birth altered and the age remained within the 27 day registration timescale
101 had dates of birth changed which made the calves appear within the 27 day timescale. 42 cattle recorded in the calving book had no DOB recorded. 285 in total. (77 cattle were not found in the 4 calving books provided.)

Of the cattle which have left the farm 99 had dates of birth altered and the age remained within the 27 day registration timescale
54 had dates of birth changed which made the calves appear within the 27 day timescale. 40 cattle recorded in the calving book had no DOB recorded. 193 in total. (20 cattle were not found in the 4 calving books provided)

Attachments;

1. Annex A and Annex B of the inspection pack.

2. Copy of the computer record supplied by Mr Gourlay.

3. 4 scanned colour copies of the calving books provided.

(Scanned copies over data size limit so 3 other books to be sent under second email.)

4. Tables with Annex A and Annex B dates of birth found to be different.

Happy to discuss
Regards

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T: [REDACTED TEXT]
E: SGRPID.Dumfries@gov.scot

41. Email 10/04/2018
Attaches 245, 13, includes 34

From: [REDACTED TEXT]
Sent: 10 April 2018 08:50
To: [REDACTED TEXT] (BCMS'
Cc: [REDACTED TEXT]y (BCMS'
Subject: [REDACTED TEXT] RE: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay - email 1 of 2

[REDACTED TEXT],

NTI follow up and [REDACTED TEXT];

Following our telephone discussion yesterday I can confirm that when [REDACTED TEXT] and I were on farm on 16th March 2018 Mr Gourlay assured us he knew the identity of the bull with the green BCMS tag however conceded he had no method of demonstrating with any evidence and handed the passport for the animal he thought it was over to us.

It was during this meeting Mr Gourlay wished to provide us with the information from the 4 calving books to show that 10 unregistered cattle had records and possibly could be considered for late registration. Another animal was involved in a mix up of eartags and this animal had a different date of birth from the date recorded on CTS. [REDACTED TEXT] asked Mr Gourlay why that would be and he was unable to answer. At this point I decided the other dates of birth were worth checking to validate the unregistered cattle record.

The calving books were checked and on 26/03/18 [REDACTED TEXT] and I returned to question Mr Gourlay why so many dates of birth were different to the calving book he explained was kept by his stockmen. I recorded his responses in a note book and Mr Gourlay read them and signed them on the day. These notes are attached below.

The CPP28 was issued at this point. We arranged to provide Mr Gourlay a list of the cattle passports we wished to uplift and we would return on Wednesday 28th at 10:00 a.m. to provide the CPP18 receipts. [REDACTED TEXT]

I received an email from the business which I read on the morning of 28th March requesting that we do not visit as arranged and contact an Agent[REDACTED TEXT]

Mrs Gourlay, a director in the business, called at the office on Thursday 5th April [REDACTED TEXT] to collect some paperwork. During that visit she made reference to our actions as being heavy handed and unjustified. [REDACTED TEXT] We have since taken advice from our HQ policy colleagues on how to handle the situation,

Yesterday you raised the point that the cattle sold from 75/333/0024 and on other holdings with undetermined dates of birth may need the passports revoked. Please bear the above in mind when considering your next actions regarding recovery of cattle passports for animals sold onto other farms.

Regards

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T: 0300 244 5888 E: SGRPID.Dumfries@gov.scot

42. Email 11/04/2018

From: [REDACTED TEXT]
Sent: 11 April 2018 10:31
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: FW: Registration of Cattle

[REDACTED TEXT],

As discuss please see below. I will respond to say that this has been received.

Thanks,
[REDACTED TEXT]

From: Auchencheyne [mailto:neil@auchencheyne.co.uk]
Sent: 11 April 2018 09:13
To: [REDACTED TEXT]
Subject: Registration of Cattle

Dear Mrs [REDACTED TEXT],

As you may be aware, Mr [REDACTED TEXT] has asked BCMS to change the dates in said passports to reflect that of the information in the stockman's field notebooks. We at Auchencheyne Ltd have told Mr [REDACTED TEXT] that we do not agree to the passport alterations, which he bases on information from a 3rd party, which is not part of the official record keeping.
Auchencheyne Ltd are the owner and the registered keeper of these cattle and therefore the dates that we set are what should be held on record.

We are emailing you directly as to our knowledge Mr [REDACTED TEXT] has failed to register our position and inform BCMS.

Yours sincerely,

Directors of Auchencheyne Ltd

Auchenchyne
Moniaive
Thornhill
Dumfries
DG34EW

Mobile: [REDACTED TEXT]
Home: [REDACTED TEXT]

43. Email 11/04/2018
Includes 28, 31

From: [REDACTED TEXT]
Sent: 11 April 2018 14:28
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: FW: Cattle Inspection Dumfries Area - possible [REDACTED TEXT] - potential Cab Sec involvement

All

[REDACTED TEXT]

Due to the sensitive nature of this e-mail I have restricted it so the senior managers who may be involved.

[REDACTED TEXT]
Senior Agricultural Officer
Scottish Government
Rural Payments and Inspections Division (RPID)
Agriculture, Food and Rural Communities Directorate (AFRC)
161 Brooms Road, Dumfries, DG1 3ES
Tel: 0300 244 5888 Fax: 01387 274457

From: [REDACTED TEXT]
Sent: 09 April 2018 17:33
To: [REDACTED TEXT]
Subject: RE: Cattle Inspection Dumfries Area - possible [REDACTED TEXT] - potential Cab Sec involvement

[REDACTED TEXT]

[REDACTED TEXT]

[REDACTED TEXT]
Senior Agricultural Officer
Scottish Government
Rural Payments and Inspections Division (RPID)
Agriculture, Food and Rural Communities Directorate (AFRC)
161 Brooms Road, Dumfries, DG1 3ES
Tel: 0300 244 5888 Fax: 01387 274457

From: [REDACTED TEXT]
Sent: 09 April 2018 12:05
To: [REDACTED TEXT]
Subject: FW: Cattle Inspection Dumfries Area - possible [REDACTED TEXT] - potential Cab Sec involvement

Please see exchanges below for info. [REDACTED TEXT] also suggested that if we are speaking to [REDACTED TEXT]

[REDACTED TEXT]

44. Email 11/04/2018
Includes 43

From: [REDACTED TEXT]
Sent: 11 April 2018 18:07
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: RE: Cattle Inspection Dumfries Area - possible [REDACTED TEXT] - potential Cab Sec involvement

All

Just a quick note to say that I have just spoken to [REDACTED TEXT] and [REDACTED TEXT]

[REDACTED TEXT] had been on the phone looking for an update on the potential implications of the inspection so I discussed this with [REDACTED TEXT]. I have agreed with [REDACTED TEXT] that if he can get written authorisation from the business that they are content for him to discuss the outcomes of the inspection with us then we would do that tomorrow.

[REDACTED TEXT]
Higher Agricultural Officer
Rural Payments and Inspections Division,
Southern Area Office, 161 Brooms Road, Dumfries, DG1 3ES

Tel :- 0300 244 5888

Fax :- 01387 274440
e-mail:- [REDACTED TEXT]@gov.scot

45. Email 12/04/2018

_____
From: [REDACTED TEXT]
Sent: 12 April 2018 08:45
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: RE:

Hi [REDACTED TEXT],

If you could complete the passport updates and ensure the remaining passports in the black folder, the ones in the cardboard box and the 2 in the plastic wallet are returned to BCMS in Friday's post that would be great.

I will ask for A.N.Other to complete the 2 Winter Checks.

Thanks

[REDACTED TEXT]

_____
From: [REDACTED TEXT]
Sent: 12 April 2018 08:29
To: [REDACTED TEXT]
Subject:

Morning [REDACTED TEXT],

I'm in Perth again today and back in Dumfries tomorrow – do you want me to keep working on Auchencheyne's cattle inspection tomorrow to get it ready for capture/tidy the file up or do you want me to do the winter checks as there is a possibility I could be back in Perth next week for the full week?

[REDACTED TEXT]

[REDACTED TEXT]
Agricultural Officer
SGRPID Dumfries

46. Email 12/04/2018

From: [REDACTED TEXT]
Sent: 12 April 2018 09:09
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: FW: Cattle Inspection

[REDACTED TEXT]

Please see below ref written confirmation

[REDACTED TEXT]

From: [REDACTED TEXT] [mailto:[REDACTED TEXT]]
Sent: 11 April 2018 22:28
To: [REDACTED TEXT]
Subject: Fwd: Cattle Inspection

[REDACTED TEXT], please see below. I will call you in the morning to arrange a time to have a conference call.

Regards

[REDACTED TEXT].

[REDACTED TEXT].

Begin forwarded message:
From: Neil Gourlay <neil@auchencheyne.co.uk>
Date: 11 April 2018 at 22:09:20 BST
To: [REDACTED TEXT]
Subject: Re: Cattle Inspection
[REDACTED TEXT],

To Dumfries Scot Gov officers

I give our permission to allow information of our recent cattle inspection to be discussed / released to [REDACTED TEXT].

Your sincerely

Mary and Neil Gourlay

Sent from my iPad

On 11 Apr 2018, at 21:21, [REDACTED TEXT] wrote:

Neil, I have arranged with Dumfries Scot Gov office to get a summary of the position regarding the details of your recent cattle inspection. To allow me to have discussions with them could you please confirm that you are happy to allow this information to be released to me in strictest confidence?

Regards

[REDACTED TEXT]

[REDACTED TEXT]

47. Email 12/04/2018
Attaches 253

_____

From: [REDACTED TEXT]
Sent: 12 April 2018 13:47
To: [REDACTED TEXT] (BCMS'
Subject: Annex B cattle on other farms

48. Email 12/04/2018
Includes 42

From: [REDACTED TEXT]
Sent: 12 April 2018 14:12
To: [REDACTED TEXT] (BCMS'; [REDACTED TEXT]@bcms.rpa.gsi.gov.uk; [REDACTED TEXT]
Cc: AIT Mailbox; [REDACTED TEXT]@dumgal.gcsx.gov.uk); [REDACTED TEXT]
Subject: FW: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay -FW: Registration of Cattle

All,

(Copying in BCMS [REDACTED TEXT] as I believe they have conflicting information from the business.)

Following on from the report sent to BCMS with notes recorded of the meeting on 26/03/2018, the business has now emailed below stating the calving books are not part of the official record.

[REDACTED TEXT], we discussed that Neil Gourlay called you on 03/04/2018 and discussed how the cattle are calved out on the hill (change to notes recorded on 26/03/2018) and the stockmen guess dates the calves were born. Neil also guessed dates – this was what I noted from the heat call you read out and which I requested a copy of.

As [REDACTED TEXT] thought not to request a meeting with the business at this point, does this email from the business now show the position of the business regarding farm records?

I recorded on 26/03/2018 the system employed by the business to record and register cattle information with BCMS, I presume we now need to identify how the computer records receive their information if the business has changed what Neil Gourlay signed at that meeting.

158 passports and receipts were posted first class on 09/04/2018, if updated passports or NoR's are returned then this would bring the live discrepancies under 20% allowing the cattle with passports to be sold. The remaining passports will be sent this week.

Are we ready for RPID ([REDACTED TEXT]) to have a Tele Con to discuss next steps?

Due to A/L this week can we arrange Monday afternoon at 1400?

Thanks

[REDACTED TEXT]

50. Email 13/04/2018

Includes 46

From: [REDACTED TEXT]
Sent: 13 April 2018 10:20
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: Re: Cattle Inspection
[REDACTED TEXT], 2pm is fine call you then.

[REDACTED TEXT].

[REDACTED TEXT].

On 13 Apr 2018, at 09:58, [REDACTED TEXT]@gov.scot" <[REDACTED TEXT]@gov.scot> wrote:

From: [REDACTED TEXT]
Sent: 13 April 2018 09:58
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: RE: Cattle Inspection

[REDACTED TEXT]

I am putting together a summary of the inspection and up to date position and will forward it shortly. I don't have an agenda but between the e-mail summary and our call I can hopefully clarify the current position.

[REDACTED TEXT] is not in the office today, but if you can phone today about 2 pm that would suit me or earlier if that's more convenient.

Grateful if you could let me know when suits you.

Regards

[REDACTED TEXT]
Higher Agricultural Officer
Rural Payments and Inspections Division,
Southern Area Office, 161 Brooms Road, Dumfries, DG1 3ES
Tel :- 0300 244 5888

Fax :- 01387 274440
e-mail:- [REDACTED TEXT]@gov.scot

From: [REDACTED TEXT]
Sent: 12 April 2018 18:24
To: [REDACTED TEXT]
Subject: Re: Cattle Inspection

[REDACTED TEXT], I didn't get round to this call today hopefully tomorrow. Could you send me a summary as discussed before the call with a brief agenda as you see it. What time tomorrow would suit?

Thanks

[REDACTED TEXT].

[REDACTED TEXT]

51. Email 13/04/2018

From: [REDACTED TEXT]
Sent: 13 April 2018 11:37
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: Cattle inspection summary

[REDACTED TEXT]

Please see a summary of the inspection below.

In the absence of [REDACTED TEXT] I have asked [REDACTED TEXT], who was one of the inspectors, to sit in on the call.

The business of Auchencheyne Ltd. MLC 75/333/0024 Business Reference Number 120201 was selected by Risk analysis for a cattle inspection. An attempt was made on 23rd January to start however as Neil was unavailable it commenced 29/01/2018. During this inspection all bovines on the farm were required to be inspected along with farm records and cattle passports. A record check was also carried out for cattle which had recently left the holding. Once complete a full inspection report will be issued.

During the inspection a number of cattle were found on farm which had never been registered with the British Cattle Movement Service (BCMS).

In discussion with Neil he explained how he registers the calves using the information from the calving book maintained by his stockmen. Neil presented these calving books to the inspectors and it was identified that the dates of birth in the calving books on many occasions differed from the dates of birth provided to BCMS.

On 26th March RPID inspectors visited Auchencheyne to discuss the different dates of birth recorded in the calving books compared to the passports. During that inspection the potential implications of incorrect dates of births on passports were discussed with Neil. A CPP 28 whole herd movement restriction notice was placed on the business on the 26th March 2018.

254 cattle on farm were required to have the dates of birth corrected to reflect the dates of birth in the calving books. Once these dates of birth are corrected and the passports are returned by BCMS the CPP28 movement restriction will be removed as the “Live Discrepancies” will be under 20% and cattle not affected by the date change will be free to be moved.

Regarding the dates of birth notified to BCMS, a large number of cattle (including the 254 cattle on the holding) were identified as having a date of birth notified to BCMS that differed from the dates of birth entered into the calving books presented by Neil to the RPID inspectors. During discussions with Neil and the RPID inspectors, it would appear that the dates of birth have been altered when submitting the birth application to BCMS to make the animal appear under 28 days old and thereby eligible for a full cattle passport.

Regarding the unregistered cattle on the holding any cattle registered with BCMS out with the overall 27 days birth notification period would initially be refused a full cattle passport. BCMS have an appeals process when birth notifications are received out with the 27 day legislative deadline. I am led to believe this involves a DNA test taken by a vet.

RPID carry out cattle identification inspections in line with the requirements under the relevant domestic and European legislation as regards checks concerning the requirements for the identification and registration of bovine animals. Findings of non-compliance at the cattle inspection can result in the application of sanctions including movement restrictions and consideration for prosecution if the keeper is guilty of an offence.

RPID are also the competent control authority for the control of Statutory Management Requirement 7 (SMR 7) – Livestock Identification and Traceability – Cattle and paying agency for the administration of CAP related payments. RPID are therefore required to consider the application of administrative sanctions under the Cross Compliance regime.

In previous cases, as this Late Registration process was not followed and the dates were altered in order to receive a full cattle passport, this is considered an Intentional

act as the consequences of registering calves over 27 days old were known to the producer.

The details of the Cross Compliance Penalty calculation is contained within the link below;

https://www.ruralpayments.org/publicsite-rest/fscontent/repository/portal-system/mediadata/media/resources/cross_compliance_-_2018_-_guidance_-_verifiable_standards~2.pdf

The penalty matrix for Negligent and Intentional penalties range from a Warning Letter up to 100% of scheme payments which include Greening, Basic Payment Scheme, Less Favoured Area Support Scheme, Scottish Suckler Beef Support Scheme and others.

https://www.ruralpayments.org/publicsite-rest/fscontent/repository/portal-system/mediadata/media/resources/cross_compliance_-_2018_-_guidance_-_penalty_matrix_-_negligent_-_version_2018_10.pdf

https://www.ruralpayments.org/publicsite-rest/fscontent/repository/portal-system/mediadata/media/resources/cross_compliance_-_2018_-_guidance_-_penalty_matrix_-_intentional_-_version_2018_10.pdf

The calves claimed for SSBSS which should not have received a cattle passport will be removed from the claim with penalty and the penalties applied are included in the guidance attached.

https://www.ruralpayments.org/publicsite/futures/topics/all-schemes/scottish-suckler-beef-support-scheme/scottish-suckler-beef-support-scheme-full-guidance/#43009

5 passports which were requested have not yet been supplied;

UK582307406019
UK582307506020
UK582307306039
UK582307706946
UK582307206948

Regards

[REDACTED TEXT]
Higher Agricultural Officer
Rural Payments and Inspections Division,
Southern Area Office, 161 Brooms Road, Dumfries, DG1 3ES
Tel :- 0300 244 5888

Fax :- 01387 274440
e-mail:- [REDACTED TEXT]@gov.scot

52. Email 13/04/2018

_____

From: [REDACTED TEXT]
Sent: 13 April 2018 11:50
To: Cabinet Secretary for the Rural Economy and Connectivity
Cc: Turpie A (Annabel); Watson AA (Andrew); [REDACTED TEXT]
Subject: Cattle inspection - RE: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay

PS/Cabinet Secretary

Please find below a short routine submission.

Purpose

This is to make you aware of a cattle inspection in the Dumfries area that has found serious breaches of the Cattle Identification, Registration and Movement regulations. The business involved is a large operation with over one thousand commercial cattle and which is in receipt of direct payment support in the region of three hundred thousand pounds.

The business involved is Mr Neil Gourlay, MCL – 333/0024, BRN – 120201

Priority

Routine

Background

The inspection commenced on 29/01/2018 and our last visit to the farm was on 26/03/2018. At this last visit we agreed to uplift 270 cattle passports and informed Mr Gourlay of the situation regarding the outcome of the inspection. This included indicating that the breaches were currently being considered as 'intentional' which if applied may result a large percentage reduction (the exact rate to be to be determined when all the facts of the inspection are known) in CAP payments including Basic Payment Scheme. It also included discussion that many of the cattle passports which were being removed would likely be replaced with Notice of Registration documents the implication being that these cattle can no longer be entered into the food chain and consequentially their value will be limited. The potential impact on the business from a deduction in payments and the loss in value of the livestock could be significant. [REDACTED TEXT] On receiving such assurance from Mr Gourlay and at Mr Gourlay's request the inspectors left the holding.

Since then communications regarding the inspection have been via Mrs Gourlay (who is a director of the business) and also an agent employed by the business.

During one meeting with Mrs Gourlay she made the comment [REDACTED TEXT] it would appear that she views the actions taken as heavy handed and unjustified. I also understand that [REDACTED TEXT] has been asked by the business for support and advice. I understand that [REDACTED TEXT] is a close personal friend of Mr Gourlay.

The intentional aspect has been determined on the basis that 2 sets of records were found at inspection which had different dates of birth. The differences ranged from days to weeks and some were critical in that had the earlier date of birth been declared the passport applications would have been late and refused. I understand that Mr Gourlay is personally responsible for maintaining the cattle records and applying for passports. The cattle involved are commercial rather than pedigree so arguably, unlike some previous cases (e.g. [REDACTED TEXT]), there is perhaps a lesser degree of 'commercial' benefit to this kind of breach/fraud but it still exists.

We have very clear obligations to ensure that animals entering the food chain have been subject to appropriate checks and monitoring, in the interests of consumers and the industry itself. We need to demonstrate compliance with relevant EU regulations and you will be aware that the European Commission are in Scotland next month to undertake a cross compliance audit.

Next Steps

We will continue to process the inspection findings with a view to establishing the implications for CAP payments, cattle passports etc. In addition in cases such as this we would consider the option of involving the Local Authority to consider whether further enforcement action is appropriate. This may involve further questioning under caution with a view to reporting the circumstances to the Crown Office for consideration. We have not yet taken that step and given the potential concerns that have been raised we will consider any further steps very carefully before proceeding.

Recommendation

The Cabinet Secretary is invited to the note the position at this stage. Given the circumstances there is the possibility that there could be press interest at some point. We will proceed cautiously and ensure that further conversations with the business are handled appropriately and sensitively.

[REDACTED TEXT]
Head of Mapping and Land Services
Scottish Government Agriculture, Food and Rural Communities Directorate.
Rural Payments and Inspections Division
Phone: [REDACTED TEXT]
Mail: Q1, Saughton House, Broomhouse Drive, Edinburgh EH11 3XD

53. Email 13/04/2018
Includes 51

From: [REDACTED TEXT]
Sent: 13 April 2018 11:54
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: Re: Cattle inspection summary

Thanks [REDACTED TEXT] it would also be helpful to know the numbers of problem animals in each category and what this would mean in terms of potential penalties when we talk.

Thanks

[REDACTED TEXT]
Sent from my iPhone

54. Email 13/04/2018

From: [REDACTED TEXT]
Sent: 13 April 2018 16:03
To: [REDACTED TEXT]
Subject: FW: Welfare complaint.

Hi [REDACTED TEXT]

[REDACTED TEXT] has asked me to forward this to you –

[REDACTED TEXT]

[REDACTED TEXT]

55. Email 15/04/2018
Attaches 254

_____
From: [REDACTED TEXT])
Sent: 15 April 2018 19:37
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: Auchencheyne- Record of call with [REDACTED TEXT]

[REDACTED TEXT]

Please see the draft note of the phone call with [REDACTED TEXT]. Can you have a read over it and add anything I have missed or if there are errors please let me know.

I will send a separate e-mail regarding the issues which [REDACTED TEXT] asked for clarification on.

Many thanks

[REDACTED TEXT]

56. Email 15/04/2018

_____

From: [REDACTED TEXT]
Sent: 15 April 2018 19:47
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: [REDACTED TEXT] queries

[REDACTED TEXT]

The points below were raised during the conversation with [REDACTED TEXT] regarding the Auchencheyne inspection and are included in the summary of the phone call but for simplicity I have identified them separately herein.

- NORs - This may be one for BCMS but [REDACTED TEXT] asked if NORs were still appropriate so many years after the issues with BSE. He asked whether these store cattle could be treated like over 30 month animals instead at least they would retain some economic value.

- [REDACTED TEXT] asked how much the Auchencheyne BPS payment would be. He speculated it could be £300,000 but I told him I did not know. He asked if I could find out and tell him. Neil and Mary Gourlay gave permission to release information about the inspection I don't feel that we can release this information.

[REDACTED TEXT]
Higher Agricultural Officer
Rural Payments and Inspections Division,
Southern Area Office, 161 Brooms Road, Dumfries, DG1 3ES
Tel :- 0300 244 5888

Fax :- 01387 274440

63. Email 16/04/2018

From: [REDACTED TEXT]
Sent: 16 April 2018 16:25
To: [REDACTED TEXT] (BCMS'
Cc[REDACTED TEXT]@bcms.rpa.gsi.gov.uk); [REDACTED TEXT] AIT Mailbox
Subject: 333/0024 Neil Gourlay Auchencheyne Ltd
Importance: High

[REDACTED TEXT],

We are now looking to confirm dates of birth for cattle contained in the calving books we hold for animals which don't appear on our Control Report Form. We have a recent movement report for Births 0 from 01/01/2013 until today and it covers 161 pages at 12 lines per page – in the region of 1,900 cattle.

I am unable to extract this information out of the BCMS computer to allow us to sort the data to our needs.

Can you please supply the list of all births from 75/333/0024 holding, we are happy with the format as below as we can work with that after.

Ear	Breed Sex Dam	
	DOB Received Movement type	

UK582307xxxxxx AAX M UKxxxxxxxxxxxx 12NOV2003 26FEB2004 0

Could we have this please on Tuesday 17th morning? This will allow us to progress our end as soon as possible.

In future could we find a way to extract this data from our own BCMS computer?

Regards

[REDACTED TEXT]

64. Email 16/04/2018

Includes 56

From: [REDACTED TEXT]
Sent: 16 April 2018 17:19
To: AIT Mailbox

Cc[REDACTED TEXT]
Subject: FW: [REDACTED TEXT] queries

Mailbox,

Please see the request below from [REDACTED TEXT] regarding NoR animals and the current requirement for these not to enter the food chain.

I know that legislation does not allow this currently, is this something which can be looked at?

Thanks

[REDACTED TEXT]

65. Email 17/04/2018
Includes 52

From: [REDACTED TEXT]
Sent: 17 April 2018 08:51
To: [REDACTED TEXT]
Cc: [REDACTED TEXT] AIT Mailbox
Subject: FW: Cattle inspection - RE: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay

Morning [REDACTED TEXT],

To see submission put to Cab Sec last week regarding a cattle ID inspection recently carried out on a Dumfries holding.

The inspection isn't concluded yet, but the Dumfries inspectors are liaising closely with BCMS enforcement colleagues regarding the uplifting of passports and the issuing of NORs etc.

Mr Gourlay is a well known cattle producer in the SW and [REDACTED TEXT] is acting as a point of contact / liaising between the Gourlays and RPID.

I can see that once the dust settles a little, there may be some questions getting directed our way and it would be best that we have a joined up approach to the answers.

In fact [REDACTED TEXT] has already asked the following question of RPID Dumfries –

- NORs - This may be one for BCMS but [REDACTED TEXT] asked if NORs were still appropriate so many years after the issues with BSE. He asked

whether these store cattle could be treated like over 30 month animals instead at least they would retain some economic value.

So the issue here is that Mr Gourlay has a considerable number of youngstock which will be soon sitting on his holding with NORs. There will also be a number of youngstock sold to other businesses for finishing and BCMS will most likely be writing out to these farmers soon asking for the passports to be returned and NORs issued instead.

The easy answer is to say that cattle keepers are obliged to keep accurate and up to date holding registers and adhere to the strict deadlines when registering calf births and failure to register accurate dates of birth information compromises the ID and traceability system and the national animal surveillance network.

Also this is a civil matter between Mr Gourlay and these farmers he sold the cattle to, but that will not address the question being asked by [REDACTED TEXT].

Can you have a think about a response to this question and get back to us.

Happy to discuss.

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD
tel. [REDACTED TEXT]
mob. [REDACTED TEXT]
e mail. [REDACTED TEXT]@scotland.gsi.gov.uk

82. Email 18/04/2018

Attaches 255

From: [REDACTED TEXT] (BCMS) [mailto:[REDACTED TEXT]@bcms.rpa.gsi.gov.uk]
Sent: 18 April 2018 16:09
To: [REDACTED TEXT]
Cc: [REDACTED TEXT] (BCMS)
Subject: Births by Breed, Location and Sex Auchencheyne Ltd.xls

Hi [REDACTED TEXT],

I am pleased to report it didn't take 102 hours.

Here is the information you require.

Many thanks.

[REDACTED TEXT]

85. Email 18/04/2018
Includes 52

_____
From: [REDACTED TEXT]
Sent: 18 April 2018 18:28
To: Cabinet Secretary for the Rural Economy and Connectivity; [REDACTED TEXT]
Cc: Turpie A (Annabel); Watson AA (Andrew); [REDACTED TEXT]
Subject: RE: Cattle inspection - RE: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay

[REDACTED TEXT]

15:30 is OK for me – best number is [REDACTED TEXT].

Thanks

[REDACTED TEXT]

_____
From: [REDACTED TEXT] **On Behalf Of** Cabinet Secretary for the Rural Economy and Connectivity
Sent: 18 April 2018 09:49
To: Cabinet Secretary for the Rural Economy and Connectivity; [REDACTED TEXT]
Cc: Turpie A (Annabel); Watson AA (Andrew); [REDACTED TEXT]
Subject: RE: Cattle inspection - RE: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay

[REDACTED TEXT],

Mr Ewing is available at 15:30 tomorrow afternoon (19th) for a call.

Can you let me know if this suits you and if so, let me know what number is best for Mr Ewing to call you on.

Thanks,
[REDACTED TEXT]

[REDACTED TEXT]
Assistant Private Secretary
Cabinet Secretary for Rural Economy and Connectivity
CabsecREC@gov.scot

[REDACTED TEXT]

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_____

From: [REDACTED TEXT] **On Behalf Of** Cabinet Secretary for the Rural Economy and Connectivity
Sent: 17 April 2018 17:15
To: [REDACTED TEXT]
Cc: Turpie A (Annabel); Watson AA (Andrew); [REDACTED TEXT] Cabinet Secretary for the Rural Economy and Connectivity
Subject: RE: Cattle inspection - RE: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay

[REDACTED TEXT] - Mr Ewing has noted.

[REDACTED TEXT] - Mr Ewing would welcome a word on this case. I'll ask [REDACTED TEXT] to find a convenient time for a call over the coming days.

Kind regards
[REDACTED TEXT]
Private Secretary
Cabinet Secretary for the Rural Economy and Connectivity
2N.11
St Andrews House
[REDACTED TEXT]
All e-mails and attachments sent by a Ministerial Private Office to any other official on behalf of a Minister relating to a decision, request or comment made by a Minister, or a note of a Ministerial meeting, must be filed appropriately by the recipient. Private Offices do not keep official records of such e-mails or attachments.

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88. Email 20/04/2018
Includes 63

_____

From: [REDACTED TEXT]
Sent: 20 April 2018 07:32

To: [REDACTED TEXT]
Subject: RE: 333/0024 Neil Gourlay Auchencheyne Ltd

[REDACTED TEXT],

I got the report Wed night, [REDACTED TEXT] was adding data to it yesterday.

I will try to start capturing the pack today and we can add the additional cattle from [REDACTED TEXT] calving book checks next week. I would like to have the pack locked next Friday night.

[REDACTED TEXT] either this afternoon or Wednesday will suit.

Thanks

[REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 19 April 2018 16:42
To: [REDACTED TEXT]
Subject: RE: 333/0024 Neil Gourlay Auchencheyne Ltd

[REDACTED TEXT],

I spoke to [REDACTED TEXT] yesterday and she is arranging for the report to be created and sent through to you.

She was also in agreement that a teleconference would be good early next week.

I will put a calendar request around for Mon / Tues next week, hopefully you will have received the report and crunched the numbers.

It would also be good if the IBIS was nearer completion and locked down prior to that meeting as BCMS will want it asap.

Spoken to [REDACTED TEXT] yet?

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
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Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD
tel. [REDACTED TEXT]
mob. [REDACTED TEXT]
e mail. [REDACTED TEXT]@scotland.gsi.gov.uk

89. Email 20/04/2018

-----Original Appointment-----
From: [REDACTED TEXT]
Sent: 20 April 2018 08:57
To: [REDACTED TEXT] (BCMS) ([REDACTED TEXT]@bcms.rpa.gsi.gov.uk); [REDACTED TEXT] ([REDACTED TEXT]@bcms.rpa.gsi.gov.uk); [REDACTED TEXT]@bcms.rpa.gsi.gov.uk'; [REDACTED TEXT]@rpa.gsi.gov.uk; [REDACTED TEXT]; [REDACTED TEXT]; [REDACTED TEXT]; [REDACTED TEXT]; [REDACTED TEXT]; AIT Mailbox; [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: Teleconference to discuss cattle ID breaches - 333/0024 Neil Gourlay Auchencheyne Ltd
When: 25 April 2018 15:00-16:30 (UTC+00:00) Dublin, Edinburgh, Lisbon, London.
Where: updated time for meeting

The purpose of the meeting is to –

- Discuss the findings of the cattle ID inspection carried out on the business of Auchencheyne Ltd (333/0024), particularly the date of birth anomalies discovered in the calving records maintained by Mr Gourlay and his stocksmen and the discussions between Mr Gourlay and RPID inspectors

- Discuss the communications RPID / D&G Local Authority / BCMS have had with either Mr Gourlay or the other directors / family / appointed agents acting on his behalf post RPID inspection.

- Discuss the next steps regarding processing of the passports uplifted by RPID at the Auchencheyne inspection and the uplifting of passports for animals sold off Auchencheyne holdings and still alive on other holdings.

- Note RPID Dumfries are currently compiling the lists of historic cattle with date of birth anomalies gathered from the calving records for cattle moved off the Auchencheyne holdings - these are the cattle with anomalies in addition to those identified as part of the cattle ID inspection parameters. This additional information will most likely be available for the meeting for discussion.

- Discuss the next steps regarding any further investigations that require to be undertaken eg the potential interviewing of Mr Gourlay under caution, potential interviewing of the stocksmen who were maintaining the uplifted paper calving records, [REDACTED TEXT].

- [REDACTED TEXT]

- A summary of the findings at inspection plus scanned calving records was sent by [REDACTED TEXT] to BCMS restrictions on the 9th April, the summary text is included below for easy reference (the calving records are too bulky to re distribute, but are available).

An inspection was started on this farm on 29/01/2018. During the inspection 10 cattle were found on farm which were not registered. Neil Gourlay described the system in place where the 4 stockmen record the births in their calving book, the books are gathered by Neil Gourlay mostly on a fortnightly basis and he registers the calves on CTS using his Farm Matters computer program and marks the calving books with a highlighter pen when registered. It was noted that some of the 10 animals were found in the calving books and not marked with a highlighter. One animal was not found in the calving books.

One animal was seen to have a date of birth which was different from the computer records. It was at this point the calving records were uplifted and dates of birth for other cattle were checked against the BCMS record.

The Inspection Report Form contained 543 homebred cattle on farm and 421 homebred cattle which have left the holding.

Of the cattle on farm, 142 had dates of birth altered and the age remained within the 27 day registration timescale
101 had dates of birth changed which made the calves appear within the 27 day timescale. 42 cattle recorded in the calving book had no DOB recorded. 285 in total. (77 cattle were not found in the 4 calving books provided.)

Of the cattle which have left the farm 99 had dates of birth altered and the age remained within the 27 day registration timescale
54 had dates of birth changed which made the calves appear within the 27 day timescale. 40 cattle recorded in the calving book had no DOB recorded. 193 in total. (20 cattle were not found in the 4 calving books provided)

- RPID senior managers have informed the Cabinet Secretary for the Rural Economy and Connectivity of the inspection findings and the potential for further investigations, with an undertaking being made to proceed carefully in regard to any further interviewing of Mr Gourlay which they want handled appropriately and sensitively, considering the possibility of press interest. Note this business receives a considerable amount of CAP payments which will be affected if the breaches of ID and Traceability are determined for Cross Compliance under SMR 7.

Happy for anyone else with an interest to be included in the meeting request.

Dial in details –

[REDACTED TEXT]

Regards

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate

Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
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mob. [REDACTED TEXT]
e mail. [REDACTED TEXT]@scotland.gsi.gov.uk

90. Email 20/04/2018
Includes 88

From: [REDACTED TEXT]
Sent: 20 April 2018 09:39
To: [REDACTED TEXT]
Subject: RE: 333/0024 Neil Gourlay Auchencheyne Ltd

Morning,

Sounds like a plan, I hear there could be a considerable number of cattle to add to the pack.

I am going to organise a teleconference for next Wednesday – I might work in Dumfries that day so we can discuss any issues that arise out of the teleconference.

If you have a spreadsheet with the dates of birth submitted to CTS and the actual dates of birth found in the stocksmens records, it might be worth circulating that information so BCMS can identify all the cattle still alive but standing on other holdings around the country.

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
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mob. [REDACTED TEXT]
e mail. [REDACTED TEXT]@scotland.gsi.gov.uk

93. Email 20/04/2018
Includes 65

From: [REDACTED TEXT]
Sent: 20 April 2018 15:56
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: FW: Cattle inspection - RE: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay

[REDACTED TEXT],

I have been asked by policy colleagues to ask you not to circulate / discuss more widely the line below [REDACTED TEXT] – they have asked me to emphasise this to you.

I trust you will hear all see all and say nowt!

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD
tel. [REDACTED TEXT]
mob. [REDACTED TEXT]
e mail. [REDACTED TEXT]@scotland.gsi.gov.uk

From: [REDACTED TEXT]
Sent: 20 April 2018 14:38
To: [REDACTED TEXT]
Cc: AIT Mailbox; [REDACTED TEXT]
Subject: RE: Cattle inspection - RE: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay

[REDACTED TEXT],
([REDACTED TEXT] for info, however note [REDACTED TEXT] will get back to us with a definitive line asap)

To keep you in the picture, [REDACTED TEXT] came back to me this morning on this – see pasted in wording –

On the NoR'd cattle question I am looking for a GB policy line – we have considered this question in the past however any proposed change in policy would be subject to veterinary advice.

[REDACTED TEXT]

I will try to get a GB or Scottish policy line to you asap.

On the late registration appeals procedure not sure I will be able to answer it – you may want to raise this with BCMS/RPA External Relations when you speak to them next week. Would be helpful to know what it is however & their response.

My comments are –

At this point in this investigation of the cattle at Auchencheyne, we are nearing completion of the first phase of the process – the OTSC is almost completed. We are now moving on to deal with the problems identified at that initial inspection, which involves BCMS deciding whether any of the passports uplifted at the inspection (plus the uplifting of passports for sold cattle from the keepers) can have the dates of birth amended to the genuine dates of birth and re issued for those cattle still alive.

The two questions being asked (one by [REDACTED TEXT] and one by Cab Sec) are assuming that we have the 'genuine dates of birth' in the paper calving records uplifted by the inspectors, however I am aware that Mr Gourlay, although unable to discuss the ID and traceability issues found with RPID, has been discussing the issues with BCMS colleagues and in short the waters have been muddied in relation to the paper calving records uplifted. This is one of the agenda points for next weeks meeting, so we will find out what has been discussed then.

I can see that the outcome of the meeting next week will be that RPID and Local Authority will have to as a minimum interview the stocksmen and the other directors of the Auchencheyne Ltd business to gather evidence on the validity of the calving books seized. Ideally Mr Gourlay is also interviewed so he can confirm or deny what was said during discussions at the OTSC with the RPID inspectors.

If it turns out that the calving records are genuine and we have a 'genuine' birth date, then BCMS have to make a decision whether to amend the dates of birth on the passports to the genuine dates of birth. My understanding is that BCMS will calculate how many days have elapsed between the genuine date of birth and the birth notification date. If the elapsed time is within the 27 day period, then they will re issue the passports without Mr Gourlay having to go through the appeals process (assuming the other validation checks carried out by BCMS do not raise further anomalies eg time since last calving etc).

This will release back to Mr Gourlay 142 passports and 99 passports back to other cattle keepers (if these cattle are still alive). However I am aware that Dumfries are currently processing a further 1600 cattle that they have identified from the paper records as having incorrect dates of birth (ie they have moved off the holding in a time period going back to 2013 – this is as far back as the paper records extend) and at this stage we do not know how many of these cattle are still alive and pass the 27 day validation check plus other validation checks.

Regarding the cattle with dates of birth amendments that fail the 27 day validation check (101 on farm and 54 moved off farm), the cattle still on Auchencheyne Ltd (the 101) will receive NORs and due to the circumstances of this inspection (looking like intentional manipulation of dates of birth, or in your words [REDACTED TEXT], possibly a fraudulent case), Mr Gourlay will not be allowed to go through the appeals process. Regarding the 54 cattle moved off farm, I think the procedure is for BCMS to arrange uplift of the passports and these passports will be re issued with the corrected dates of birth (these keepers purchased cattle in good faith and shouldn't be overly penalised I suppose).

To my mind, the question is whether in cases of fraudulent activity the keeper should be barred from entering the BCMS appeals procedure for animals that have dates of birth amended and the 27 day validation period is breached? I am sure BCMS will have been challenged on this previously by keepers refused passports and will have a robust set of procedures for dealing with these types of cases. Secondly there is legal cover in the CIR regs that allows Scottish Ministers to issue a NOR if they are not satisfied that a cattle passport should be issued.

I am sure questions could be raised such as – what does BCMS and RPID class as fraudulent? Why does BCMS determine that exceeding the 27 day validation period should bar a keeper from entering the appeals process, whereas under 27 day validation does not even require the keeper to appeal for return of the passports?

[REDACTED TEXT] regarding your sentence on the situation in NI, I think NI has moved away from allowing NOR animals into the foodchain. I spoke to a DAER livestock inspector about this and he confirmed their current position, however it might be worth you speaking to NI policy on this, just to be sure.

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
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e mail. [REDACTED TEXT]@scotland.gsi.gov.uk

97. Email 26/04/2018

From: [REDACTED TEXT]
Sent: 26 April 2018 08:26
To: [REDACTED TEXT]
Subject: Auchencheyne

Morning [REDACTED TEXT],

See below an extract from an e mail I sent to [REDACTED TEXT] yesterday following the teleconference plus response from [REDACTED TEXT] regarding the preferred wording for a letter to Auchencheyne to set up a meeting.

As [REDACTED TEXT] spoke to [REDACTED TEXT] last night it is likely [REDACTED TEXT] will have a word with you today about the wording of the letter to Auchencheyne.

What do you want to do about the LA?

I would say it would still be worth including LA so they have the opportunity to take further enforcement action if they deem it necessary, [REDACTED TEXT] is not so sure but I will go back to him with comments.

[REDACTED TEXT]

[REDACTED TEXT]

I had a chat with [REDACTED TEXT] so he thinks (hopes) that [REDACTED TEXT] spoke to [REDACTED TEXT] and not directly to Neil to arrange the meeting so maybe cross wires?

Anyway, whatever has gone before I think that continued communication should be as we discussed – i.e. if we need to write we write to the business referencing that we need to speak to the keeper of the animals or his delegated rep and would like to set a date to do that and we continue any verbal comms with [REDACTED TEXT] in parallel.

On reflection I wonder whether we should keep the LA out of the meeting at this stage and just keep the focus on the specific issues of the calving books but happy to discuss?

[REDACTED TEXT]

[REDACTED TEXT]
Head of Cross Compliance, Livestock and Pollution Inspection Management

Scottish Government Rural Payments and Inspections Division (SGRPID)
Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD

Tel – [REDACTED TEXT]
Mob - [REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 25 April 2018 16:11
To: [REDACTED TEXT]
Subject: FW: Cattle inspection - RE: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay - NoR question

[REDACTED TEXT],

Give me a phone later to discuss any outstanding queries from Gourlay.

So we will –

Arrange to interview Gourlay along with a representative of the business at the RPID Dumfries office ([REDACTED TEXT] has already spoken to Gourlay about organising a date for this interview).

[REDACTED TEXT] will inform Gourlay that Local Authority will be present at the interview, although I very much doubt the interview will be started under caution.

Arrange to interview the stocksmen to corroborate Gourlays story, but this will only be needed if Gourlay strays from his original story he gave to [REDACTED TEXT].

Once the interview has taken place, a report will be circulated and BCMS will then know what 'route' to take for the animals moved off the holding still alive with incorrect dates of birth.

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
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mob. [REDACTED TEXT]
e mail. [REDACTED TEXT]@scotland.gsi.gov.uk

98. Email 26/04/2018

From: [REDACTED TEXT]
Sent: 26 April 2018 11:08
To: [REDACTED TEXT]
Subject: FW: Teleconference to discuss cattle ID breaches - 333/0024 Neil Gourlay Auchencheyne Ltd

---

From: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk]
Sent: 26 April 2018 08:52
To: [REDACTED TEXT]
Cc: [REDACTED TEXT] (BCMS); [REDACTED TEXT] (BCMS)
Subject: RE: Teleconference to discuss cattle ID breaches - 333/0024 Neil Gourlay Auchencheyne Ltd

Dear [REDACTED TEXT]

Happy this information is put on a spreadsheet and e mailed

Regards

[REDACTED TEXT] BCMS Operations Manager | Operational Delivery
Rural Payments Agency | B Block | Curwen Road | Workington | CA14 2DD
[REDACTED TEXT]@bcms.rpa.gsi.gov.uk
Tel. No. [REDACTED TEXT]
Follow us on Twitter@Ruralpay

_____
From: [REDACTED TEXT]@gov.scot [REDACTED TEXT]
Sent: 25 April 2018 16:13
To: [REDACTED TEXT] (BCMS) <[REDACTED TEXT]@bcms.rpa.gsi.gov.uk>
Subject: Teleconference to discuss cattle ID breaches - 333/0024 Neil Gourlay Auchencheyne Ltd

Hi [REDACTED TEXT],

Quick e mail.

Regarding the animals with dates of birth amendments that did not feature on the inspection report, are you happy for the information to come to you in spreadsheet format via e mail?

Regards

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD

99. Email 26/04/2018
Includes 89

_____
From: [REDACTED TEXT]
Sent: 26 April 2018 17:09
To: [REDACTED TEXT] AIT Mailbox; [REDACTED TEXT]
Cc: [REDACTED TEXT] (BCMS)'
Subject: RE: Teleconference to discuss cattle ID breaches - 333/0024 Neil Gourlay Auchencheyne Ltd

All,

Update;

I have just called [REDACTED TEXT] to find out where he had got to in relation to arranging a meeting with the Gourlay family and RPID.

He confirmed he spoke to the family a week past on Wednesday and went through exactly what should happen with them and he thought the Gourlay's would have been in touch by now.

I agreed the next step for us and BCMS was to have the meeting to confirm their position regarding dates of birth and suggested next Wednesday afternoon 3rd May.

[REDACTED TEXT] would ring Neil tonight and find out and let us know tomorrow.

[REDACTED TEXT]

102. Email 27/04/2018

From: Auchencheyne [mailto:neil@auchencheyne.co.uk]
Sent: 27 April 2018 13:55
To: [REDACTED TEXT]
Subject: RE: Cattle Inspection meeting proposed for Wednesday 2nd May.

Hello [REDACTED TEXT]

We look forward to the matters being resolved and yes the meeting for 2/5/18 at 2PM is perfect for me

Best Regards Neil Gourlay

Neil Gourlay - Managing Director
Auchenchyne
Moniaive
Thornhill
Dumfries
DG34EW

Mobile: [REDACTED TEXT]

Home: [REDACTED TEXT]

From: [REDACTED TEXT]@gov.scot
Sent: 27 April 2018 12:32
To: neil@auchencheyne.co.uk
Cc: [REDACTED TEXT]
Subject: Cattle Inspection meeting proposed for Wednesday 2nd May.

Good afternoon Neil,

(Copy to [REDACTED TEXT])

I understand [REDACTED TEXT] spoke with you last night regarding a proposed meeting to progress this inspection. [REDACTED TEXT] mentioned that Wednesday 2nd May suited, possibly 2 pm and you wished the meeting to take place at Auchencheyne.

I can confirm that [REDACTED TEXT] and myself can attend at Auchencheyne, Wednesday at 2 pm.

We hope to clarify the procedures used by the business during calf births and registrations following your email to us and telephone conversation with BCMS.

I would be grateful if you could confirm the meeting time and place are suitable by replying to this email.

Kind regards

[REDACTED TEXT]

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T: 0300 244 5888 E: SGRPID.Dumfries@gov.scot

105. Email 30/04/2018

-----Original Message-----
From: Neil Gourlay [mailto:neil@auchencheyne.co.uk]
Sent: 30 April 2018 20:22
To: [REDACTED TEXT]
Subject: Re meeting on Wednesday 2nd May at Auchencheyne

Dear [REDACTED TEXT]

I am writing to make to make you aware that [REDACTED TEXT] will be attending the above meeting along with Neil and myself.

Yours sincerely

Mary Gourlay
Sent from my iPad

106. Email 01/05/2018
Includes 105

-----Original Message-----
From: [REDACTED TEXT]
Sent: 01 May 2018 07:29
To: 'Neil Gourlay'
Subject: RE: Re meeting on Wednesday 2nd May at Auchencheyne

That is fine, thank you for letting me know.

[REDACTED TEXT]

108 Email 02/05/2018
Attaches 23, 256

_____
From: [REDACTED TEXT]
Sent: 02 May 2018 17:22
To: [REDACTED TEXT]@apha.gsi.gov.uk
Subject: 333_0024 cpp28 whole herd restriction.pdf

[REDACTED TEXT],

as requested please see the whole herd restriction from animals moving off 333/0024.

The producer Neil Gourlay wished to move cast cows to slaughter under licence for welfare reasons.

Thanks

[REDACTED TEXT]

112. Email 03/05/2018
Attaches 258

From: Auchencheyne [mailto:neil@auchencheyne.co.uk]
Sent: 03 May 2018 15:22
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: RE: scanned documents

[REDACTED TEXT],

Enclosed this time. The preferred and proper route is to return the passports delivered in my me , which you have amended on inaccurate and incomplete third party information , which you have no right to do. These notes take no part in the official record keeping of the business. This was clearly explained to you yesterday .

Please return our passports asap.

Thankyou

Mary Gourlay

Neil Gourlay - Managing Director
Auchenchyne
Moniaive
Thornhill
Dumfries
DG34EW

Mobile: [REDACTED TEXT]

Home: [REDACTED TEXT]

From: [REDACTED TEXT]@gov.scot
Sent: 03 May 2018 14:53
To: neil@auchencheyne.co.uk
Subject: RE: scanned documents

Good afternoon Mary,

I phoned BCMS restrictions and APHA duty vet yesterday afternoon at 1630 and emailed a copy of the movement restriction to them last night.

BCMS rang me today to say the movement under license for welfare is only to Knackery or Hunt Kennels. The option of issuing the Notice of Registrations and lifting the Whole Herd Restriction is the preferred route as the cast cows with passports will be free to enter the food chain.

We are working towards that end.

The documents mentioned below don’t appear to be attached to the email, can you please resend them.

Thank you

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T: 0300 244 5888 E: SGRPID.Dumfries@gov.scot

From: Auchencheyne [mailto:neil@auchencheyne.co.uk]
Sent: 03 May 2018 14:03
To: [REDACTED TEXT]
Subject: scanned documents

Enclosed are the scans of documents requested at yesterdays meeting.

No word yet from animal health re movement of cast cows.

Please advise?

Mary Gourlay

Neil Gourlay - Managing Director
Auchenchyne
Moniaive
Thornhill
Dumfries
DG34EW

113. Email 03/05/2018
Includes 112

From: [REDACTED TEXT]
Sent: 03 May 2018 16:10
To: 'Auchencheyne'
Subject: RE: scanned documents

Mary,

Thank you for the attachments.

I noted carefully the position taken by the business yesterday and we are progressing this inspection as swiftly as are able to.

As we requested yesterday, the contact details and address of your stockmen will assist the completion of this.

Regards

[REDACTED TEXT]

116. Email 03/05/2018
Attaches 257, 259

_____
From: [REDACTED TEXT]
Sent: 03 May 2018 18:37
To: 'enforcement-referrals, bcms (BCMS)'
Cc: AIT Mailbox; neil@auchencheyne.co.uk[REDACTED TEXT]
Subject: 20180503 Report following Auchencheyne 75-333-0024 meeting 20180502

BCMS Restrictions,

CC Neil Gourlay - Auchencheyne
AIT

Mailbox,

I met with Neil and Mary Gourlay (Directors) and family member [REDACTED TEXT] yesterday at 1400.

Present from RPID were myself [REDACTED TEXT].

The purpose of this meeting was to establish the procedures and systems the business has in place to record and report cattle detail for registering with BCMS.

Previously at a meeting on 26/03/2018 Neil Gourlay stated that his men complete a calving book with the information which he gathers fortnightly and adds the details into his Farm Matters computer program which then registers the births with BCMS. Once registered a highlighter pen marks the entry in the calving book.

Following the meeting an email was received from the business requesting that we ignore the cattle records;

> **From:** Auchencheyne [mailto:neil@auchencheyne.co.uk]
> **Sent:** 11 April 2018 09:13
> **To:** [REDACTED TEXT]
> **Subject:** Registration of Cattle
>
> Dear Mrs [REDACTED TEXT],
>
> As you may be aware, [REDACTED TEXT] has asked BCMS to change the dates in said passports to reflect that of the information in the stockman's field notebooks.
> We at Auchencheyne Ltd have told [REDACTED TEXT] [REDACTED TEXT] that we do not agree to the passport alterations, which he bases on information from a 3rd party, which is not part of the official record keeping. Auchencheyne Ltd are the owner and the registered keeper of these cattle and therefore the dates that we set are what should be held on record.

We are emailing you directly as to our knowledge [REDACTED TEXT] [REDACTED TEXT] has failed to register our position and inform BCMS.

Yours sincerely,

Directors of Auchencheyne Ltd

Auchenchyne
Moniaive
Thornhill
Dumfries
DG34EW

Mobile: [REDACTED TEXT]

Home: [REDACTED TEXT]

This did not provide a full explanation of the procedures and processes employed therefore the meeting was arranged to identify these.

During this meeting Neil Gourlay explained that the procedure is that his stockmen telephone the details to the office answerphone or Neil's mobile and leave messages which Neil then enters directly into his computer. The stockmen's calving books are not part of the official records and should be ignored.

We are unable to make contact with the stockmen at this time, we have requested the address and contact details of the men however at this time Neil Gourlay has refused to provide these.

Neil Gourlay admitted that 5 calves were registered late with false dates of birth and these ear numbers are identified in the report.

Attached are the notes written during the meeting which were read out to those in attendance and clarified where requested. The business photographed the pages and [REDACTED TEXT] who chaired the meeting initialled each page and signed at the end. I have also typed a word document which may help explain some of the dialogue.

I must emphasise the significant pressure the business is facing due to the CPP28 whole herd restriction currently in place and request that based on this new evidence documents are issued to bring the Live Discrepancies under 20% and lift the CPP28.

Regards

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T: 0300 244 5888 E: SGRPID.Dumfries@gov.scot

117. Email 03/05/2018

_____
From: [REDACTED TEXT]
Sent: 03 May 2018 18:41
To: [REDACTED TEXT] (BCMS)'
Subject: 333/0024 Auchencheyne

[REDACTED TEXT],

I just sent an email to enforcement referrals mailbox, I hope you can give some priority to lifting the CPP28

Thanks

[REDACTED TEXT]

118. Email 04/05/2018
Includes 117

From: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk]
Sent: 04 May 2018 09:00
To[REDACTED TEXT]
Subject: RE: 333/0024 Auchencheyne

Hi [REDACTED TEXT],

We will.

[REDACTED TEXT]

[REDACTED TEXT] |Compliance Team Member |Operations Delivery |
Rural Payments Agency | Upper D Block | Curwen Road | Workington CA14 2DD |
[REDACTED TEXT]@bcms.rpa.gsi.gov.uk
Tel. [REDACTED TEXT]
Follow us on Twitter @Ruralpay

119. Email 04/05/2018
Includes 116

From: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk]
Sent: 04 May 2018 09:44
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]

Subject: FW: 20180503 Report following Auchencheyne 75-333-0024 meeting 20180502

Dear [REDACTED TEXT]

We have received the attached information and E mail from [REDACTED TEXT] .At the telephone conference last week we agreed once this meeting had taken place a further telephone conference would be set up to agree the approach and ensure all were sighted on the situation and in agreement for the action to be taken .

Can you confirm that you are arranging a further meeting to discuss the findings ?

Regards

[REDACTED TEXT]| BCMS Operations Manager | Operational Delivery
Rural Payments Agency | B Block | Curwen Road | Workington | CA14 2DD
[REDACTED TEXT]@bcms.rpa.gsi.gov.uk
Tel. No. [REDACTED TEXT] | Mob [REDACTED TEXT]
Follow us on Twitter@Ruralpay

From: enforcement-referrals, bcms (BCMS)
Sent: 04 May 2018 09:17
To: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk>
Cc: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk>
Subject: FW: 20180503 Report following Auchencheyne 75-333-0024 meeting 20180502

[REDACTED TEXT],
[REDACTED TEXT],

An update,

We have received an update to the Auchencheyne restriction case. I was in contact with [REDACTED TEXT] the inspector yesterday and he has confirmed that they are not accepting the dates of births on the passports uplifted due to discrepancies with the records. They have now requested that cpp35 notice of registrations are issued in place of the passports. This will then lead to the restriction being lifted.

I have not taken any action yet and will wait instructions and when and how to proceed.

Many thanks

[REDACTED TEXT] |Compliance Team Member |Operations Delivery |
Rural Payments Agency | Upper D Block | Curwen Road | Workington CA14 2DD |
[REDACTED TEXT]@bcms.rpa.gsi.gov.uk

Tel. 03000 200 302 ext. [REDACTED TEXT]
Follow us on Twitter @Ruralpay

121. Email 04/05/2018

Includes 117

From: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk]
Sent: 04 May 2018 09:55
To: [REDACTED TEXT]
Subject: FW: 333/0024 Auchencheyne

Hi [REDACTED TEXT],

I have looked at your email and passed it on to BCMS management who are now in discussion with policy. So the restriction will remain in place until further notice.

I will keep updated but I am sure your own deparment will also keep you updated.

Kind regards

122. Email 04/05/2018

-----Original Message-----
From: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk]
Sent: 04 May 2018 09:59
To: [REDACTED TEXT]
Subject: Recall: 333/0024 Auchencheyne

[REDACTED TEXT] (BCMS) would like to recall the message, "333/0024 Auchencheyne".

123. Email 04/05/2018

Includes 119

From: [REDACTED TEXT]
Sent: 04 May 2018 10:12
To: [REDACTED TEXT] (BCMS)'
Cc: [REDACTED TEXT]@rpa.gsi.gov.uk; [REDACTED TEXT]@bcms.rpa.gsi.gov.uk); [REDACTED TEXT] AIT Mailbox; [REDACTED TEXT]
Subject: FW: 20180503 Report following Auchencheyne 75-333-0024 meeting 20180502

Morning [REDACTED TEXT],

Yes I will put a calendar invite round for Tuesday – it wold appear from the minutes of the meeting that the Gourlays are wanting to progress the investigations as soon as possible, therefore we should get a course of action agreed.

[REDACTED TEXT],

Hopefully you can dial in on Tuesday.

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD

124. Email 04/05/2018
Attaches 89, 119

-----Original Appointment-----
From[REDACTED TEXT]
Sent: 04 May 2018 10:40
To: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk); [REDACTED TEXT]@bcms.rpa.gsi.gov.uk'; [REDACTED TEXT]@rpa.gsi.gov.uk; [REDACTED TEXT]; AIT Mailbox; [REDACTED TEXT] (BCMS)'; [REDACTED TEXT]
Subject: Teleconference to discuss cattle ID breaches - 333/0024 Neil Gourlay Auchencheyne Ltd
When: 08 May 2018 12:00-13:00 (UTC+00:00) Dublin, Edinburgh, Lisbon, London.
Where:

All,

Further to our teleconference (attached for easy reference) on the 25th April, RPID inspectors have met with Mr Gourlay, his wife and a family relation.

<< Message: Teleconference to discuss cattle ID breaches - 333/0024 Neil Gourlay Auchencheyne Ltd >>
[REDACTED TEXT] has circulated the minutes of the meeting that he took, along with a typed up version and again attached for easy reference. I am sure [REDACTED TEXT] will be writing up a more complete report on the inspection soon, but at this point good to get sight of the arguments being put forward by the Gourlay business. We can discuss in greater detail on Tuesday.

<< Message: FW: 20180503 Report following Auchencheyne 75-333-0024 meeting 20180502 >>
It would appear that [REDACTED TEXT] and he wants to get the holding restriction lifted to allow him to trade cattle that are not part of this investigation. We can discuss how this can be achieved on Tuesday.

There is also the issue that Mr Gourlay is not willing to provide the details for the stocksmen employed by the business. It would appear to me that it is important for these stocksmen to be interviewed so a record of their roles, responsibilities regarding the ID and traceability of the cattle they have day to day responsibility for can be taken. I would like to discuss how best to progress this at the meeting.

Dial in details –
[REDACTED TEXT]

125. Email 04/05/2018

From: Auchencheyne [mailto:neil@auchencheyne.co.uk]
Sent: 04 May 2018 16:27
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: FW: Auchencheyne,

Dear [REDACTED TEXT],

In response to your request it seems you have not grasped the very important issues discussed on Wednesday 2nd May at a meeting at Auchencheyne.
The system of transferring the information to the keeper was thoroughly explained at the meeting. It was demonstrated to [REDACTED TEXT] and [REDACTED TEXT] during the main inspection, before it was signed off. The stockman, on request appeared at the office to demonstrate the information which was from his mobile phone which you viewed and signed off.
This clearly demonstrates the system used for the transfer of information. The stockmans' notebooks are neither reliable nor complete and do not form part of our official record.

Your actions have put tremendous stress not just on Neil and myself but all the stockmen with the requirement to continue to feed hundreds of extra animals which would normally have been sold by this time, this is an extremely busy time of year when they are all both lambing and calving and are not prepared to have them further inconvenienced.
As previously requested, please return all passports. We have sought legal advice on the conduct of this whole inspection and your subsequent actions and firmly believe you have exceeded your powers and had no right to make alterations to these based on third party unreliable information.

Yours sincerely

Mary Gourlay

127. Email 08/05/2018

Includes 125

From: [REDACTED TEXT]
Sent: 08 May 2018 11:42
To: [REDACTED TEXT]
Subject: RE: Auchencheyne,

What does he mean by -

The system of transferring the information to the keeper was thoroughly explained at the meeting. It was demonstrated to [REDACTED TEXT] and [REDACTED TEXT] during the main inspection, before it was signed off. The stockman, on request appeared at the office to demonstrate the information which was from his mobile phone which you viewed and signed off.
Did a stocksman turn up to give you calving information via his mobile phone during the inspection? I thought Neil presented the paper herdbooks to support the birth information for the unregistered cattle.

Is he re inventing the inspection?

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD
tel. [REDACTED TEXT]
mob. [REDACTED TEXT]
e mail[REDACTED TEXT]@scotland.gsi.gov.uk

From: [REDACTED TEXT]
Sent: 08 May 2018 11:20
To: [REDACTED TEXT]
Subject: FW: Auchencheyne,

For info before 12pm

128. Email 08/05/2018
Includes 127

From: [REDACTED TEXT]
Sent: 08 May 2018 11:45
To: [REDACTED TEXT]
Subject: RE: Auchencheyne,

One queried animal for a DOB the stockman showed me his phone which included a WhatsApp text 2 days after the DOB in the calving book which we took to confirm the date was correct.

I need to speak to [REDACTED TEXT] to identify which animal it was and will confirm the scenario and hopefully the calf number.

Thanks

[REDACTED TEXT]

129. Email 08/05/2018

From: [REDACTED TEXT]
Sent: 08 May 2018 15:59
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: Auchencheyne teleconference

[REDACTED TEXT] / [REDACTED TEXT],

I hope the teleconference was useful today and that we have agreed a way forward with this inspection. Does the following summarise the discussions –

The teleconference on the 6th May 2018 was attended by parties with an interest in the ID and traceability findings including BCMS, RPA external relations, RPID inspectorate, AH&W policy and D&G Local Authority.

[REDACTED TEXT] gave a helpful summary of the findings of the inspection including the fact 10 cattle were found on farm which were not registered on CTS with their birth details and the fact Mr Gourlay explained his on farm procedures for gathering the birth information from his 4 stocksmen via calving books maintained by the stocksmen.

[REDACTED TEXT] then went on to describe the discussions which took place with Mr Gourlay and his representatives and RPID inspectorate at a meeting held on the 2nd May and the fact Mr Gourlay provided a contradictory farm procedure for gathering the birth information from his stocksmen from that provided at the initial inspection.

It was agreed at the meeting that although the initial explanation for the gathering of birth information from stocksmen was the more plausible explanation from Mr Gourlay, his explanation provided on the 2nd May to RPID created doubt over the validity of the records for 254 animals (passports uplifted already) plus records for a further 43 animals (passports still to uplift), therefore all 297 animals would require to be issued with CPP 35 notice of registrations.

If further information was forthcoming from any source which provided re assurance to the validity of the cattle holding register entries (either the paper calving records maintained by the stocksmen or the electronic records maintained by Mr Gourlay) then RPID / BCMS would review the evidence to decide whether passports could be

reissued (subject to confirmation of correct date of birth information and successful CTS validation checks).

RPID inspectorate will write out to Mr Gourlay in the next 7 – 10 days informing him of the outcome of their investigations and request that Mr Gourlay returns the 43 passports which have date of birth anomalies within a timescale.

RPID inspectorate to copy the letter to BCMS and inform BCMS whether the 43 passports have been returned or not.

BCMS will arrange for the issuing of CPP 35 documents for the affected animals.

D&G Local Authority will request a write out of the teleconference meeting and thereafter liaise with the RPID inspectorate to make a decision on further enforcement action required under the CIR Regulations. If this includes the interviewing of Mr Gourlay and/or his stocksmen etc then Local Authority to consider a joint interview with an RPID inspector.

Can you read over and confirm / amend the wording before I circulate to the wider group, which may include senior RPID managers.

Regards

[REDACTED TEXT]

130. Email 08/05/2018

From: [REDACTED TEXT]
Sent: 08 May 2018 16:12
To: neil@auchencheyne.co.uk
Cc: [REDACTED TEXT]
Subject: FW: Auchencheyne

Dear Mrs Gourlay

Thank you for your e-mail.

As you know the information received from the business last Wednesday was shared with our HQ staff and BCMS. We will write to the business again shortly regarding the outcome of that process.

Yours sincerely

[REDACTED TEXT]
Higher Agricultural Officer
Rural Payments and Inspections Division,
Southern Area Office, 161 Brooms Road, Dumfries, DG1 3ES

Tel :- 0300 244 5888

Fax :- 01387 274440

134. Email 10/05/2018

_____

From: [REDACTED TEXT]
Sent: 10 May 2018 11:33
To: [REDACTED TEXT] AIT Mailbox; [REDACTED TEXT]
Subject: Messrs Gourlay - Auchencheyne Lts teleconference

All,

I hope the teleconference on Tuesday was useful and that we have agreed a way forward with this inspection. In summary –

The teleconference on the 8th May 2018 was attended by parties with an interest in the ID and traceability findings including BCMS, RPA external relations, RPID inspectorate, AH&W policy and D&G Local Authority.

[REDACTED TEXT] gave a helpful summary of the findings of the inspection including the fact 10 cattle were found on farm which were not registered on CTS with their birth details and the fact that in defence of the 10 unregistered cattle Mr Gourlay explained his on farm procedures for gathering the birth information from his 4 stocksmen via calving books maintained by the stocksmen.

[REDACTED TEXT] then went on to describe the discussions which took place with Mr Gourlay and his representatives and RPID inspectorate at a meeting held on the 2nd May and the fact Mr Gourlay provided a contradictory farm procedure for gathering the birth information from his stocksmen from that provided at the initial inspection.

It was agreed at the meeting that although the initial explanation for the gathering of birth information from stocksmen was the more plausible explanation from Mr Gourlay, his explanation provided on the 2nd May to RPID created doubt over the validity of the records for 254 animals (passports uplifted already) plus records for a further 43 animals (passports still to uplift), therefore all 297 animals found on the holding would require to be issued with CPP 35 notice of registrations. There are also a number of cattle with doubts over the validity of the records standing on other holdings which will require the passports to be uplifted and the cattle issued with CPP 35 notice of registrations. This will have an economic impact for the affected businesses.

If further information was forthcoming from any source which provided re assurance to the validity of the cattle holding register entries (either the paper calving records maintained by the stocksmen or the electronic records maintained by Mr Gourlay) then RPID / BCMS would review the evidence to decide whether passports could be

reissued (subject to confirmation of correct date of birth information and successful CTS validation checks).

RPID inspectorate will write out to Mr Gourlay in the next 7 – 10 days informing him of the outcome of their investigations to date and request that Mr Gourlay returns the 43 passports which have date of birth anomalies within a timescale.

RPID inspectorate to copy the letter to BCMS and inform BCMS whether the 43 passports have been returned or not.

BCMS will arrange for the issuing of CPP 35 documents for the affected animals.

D&G Local Authority will request a write out of the teleconference meeting and thereafter liaise with the RPID inspectorate to make a decision on further enforcement action required under the CIR Regulations. If this includes the interviewing of Mr Gourlay and/or his stocksmen etc then Local Authority to consider a joint interview with an RPID inspector. D&G LA to request a copy of the transcript of the HEAT ref of 03/04/2018 between Neil Gourlay and [REDACTED TEXT] BCMS.

Regards

[REDACTED TEXT]

135. Email 10/05/2018

From: [REDACTED TEXT]
Sent: 10 May 2018 12:23
To: [REDACTED TEXT]
Subject: Contact details

[REDACTED TEXT]

As discussed I have noted below the mobile phone number for Mary Gourlay.

[REDACTED TEXT]

[REDACTED TEXT]
Higher Agricultural Officer
Rural Payments and Inspections Division,
Southern Area Office, 161 Brooms Road, Dumfries, DG1 3ES
Tel :- 0300 244 5888

Fax :- 01387 274440

136. Email 10/05/2018

_____
From: [REDACTED TEXT]
Sent: 10 May 2018 13:07
To: [REDACTED TEXT]
Cc: AIT Mailbox
Subject: RE: 20180510 Letter regarding movement restriction

[REDACTED TEXT],

Find attached some minor tweaks to the wording of the letter.

My comments –

The letter gets the process of the removal of the whole holding restriction started, one of the 'issues' raised by Mrs Gourlay in her e mail of the 4th May.

I am sure the Gourlays will also be under the impression that the meeting last week with you, [REDACTED TEXT] and [REDACTED TEXT] plus their e mail of the 4th May effectively concludes the investigations ie they are right and you are wrong.

I think we have to progress the investigations quickly, but thoroughly – not an easy balance.

Progress depends to a certain extent on what D&G Local Authority intend to do. My thoughts are –

You and [REDACTED TEXT] get your minutes of the inspection written up, including attachments such as the stocksmens calving records and your observations of the content of these records.

You put a timeline of events together to keep a record of the e mail traffic that has went back and forward with the Gourlays, telephone discussions, communications with BCMS (HEAT reference call printouts) etc.

You arrange to meet with D&G LA (next week if at all possible) to review your inspection findings and what Gourlay has / has not admitted to (guessing dates of birth, changing the dates of birth for the 5 cattle, his scribbles on the stocksmens calving records amending dam details to register calves against etc) and decide on a joint RPID / LA course of action.

Ideally the course of action is to interview Mr Gourlay under caution and also invite the stocksmen to interview.

If the decision is taken by D&G LA not to interview Mr Gourlay / stocksmen then we discuss our next steps.

Happy to discuss further.

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD
[REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 10 May 2018 11:09
To: [REDACTED TEXT]
Subject: 20180510 Letter regarding movement restriction
Importance: High

[REDACTED TEXT],

Draft letter to Auchencheyne

Happy for suggestions

[REDACTED TEXT]

[REDACTED TEXT]

138. Email 10/05/2018
Attaches 262

From: [REDACTED TEXT]
Sent: 10 May 2018 16:36
To: neil@auchencheyne.co.uk
Cc: [REDACTED TEXT]
Subject: 20180510 Auchencheyne Ltd Letter regarding movement restriction

Mary,

As discussed please find attached the letter regarding the Whole Herd Movement Restriction.

A copy will be sent by post tomorrow.

Regards

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division

Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T: 0300 244 5888 E: SGRPID.Dumfries@gov.scot

139. Email 10/05/2018

From: [REDACTED TEXT]
Sent: 10 May 2018 16:44
To: [REDACTED TEXT]
Subject: Message Recall Failure: 20180510 Auchencheyne Ltd Letter regarding movement restriction

Your message

To: 'neil@auchencheyne.co.uk'
Cc: [REDACTED TEXT]
Subject: 20180510 Auchencheyne Ltd Letter regarding movement restriction
Sent: 10/05/2018 16:44

cannot be recalled on 10/05/2018 16:44.

140. Email 10/05/2018
Attaches 263

From: [REDACTED TEXT]
Sent: 10 May 2018 16:49
To: neil@auchencheyne.co.uk
Cc: [REDACTED TEXT]
Subject: 20180510 Auchencheyne Ltd Letter regarding movement restriction -final version

Mary,

The tracked changes are removed from this version so will be easier to follow.

I had not accepted the changes before sending previously.

Regards

[REDACTED TEXT]

142. Email 10/05/2018
Attaches 264

_____
From: [REDACTED TEXT]
Sent: 10 May 2018 17:33
To: [REDACTED TEXT]
Subject: 20180510 CPP18s for 43 cattle.xlsx

[REDACTED TEXT],

(If the passports are brought into the office before I am through in the morning)

CPP18's for the 43 in last 5 digit order.

5 tabs to print, sign then 2 photocopies – one for file and one for BCMS

Cheers

[REDACTED TEXT]

145. Email 11/05/2018

-----Original Message-----
From: Neil Gourlay [mailto:neil@auchencheyne.co.uk]
Sent: 11 May 2018 09:31
To: [REDACTED TEXT]
Subject: Re: minutes of meeting from 2nd May?

Dear [REDACTED TEXT]

Please forward the minutes of above meeting, as promised, by 10.30 am today Friday 11th May

Yours sincerely
M Gourlay

Sent from my iPad

> On 10 May 2018, at 16:44, [REDACTED TEXT]@gov.scot wrote:
>
> [REDACTED TEXT] would like to recall the message, "20180510 Auchencheyne Ltd Letter regarding movement restriction".

146. Email 11/05/2018

-----Original Message-----
From: [REDACTED TEXT]
Sent: 11 May 2018 11:03

To: [REDACTED TEXT]
Subject: FW: URGENT Auchencheyne

[REDACTED TEXT]

The e-mail below from Mrs Gourlay went into my junk mail for some reason and I didn't pick it up until yesterday.

I e-mailed the business on Tuesday 8th May in the afternoon but that was in response to their e-mail on Friday 4th May.

[REDACTED TEXT]
Higher Agricultural Officer
Rural Payments and Inspections Division,
Southern Area Office, 161 Brooms Road, Dumfries, DG1 3ES
Tel :- 0300 244 5888

Fax :- 01387 274440
e-mail:- [REDACTED TEXT]@gov.scot

-----Original Message-----
From: Neil Gourlay [mailto:neil@auchencheyne.co.uk]
Sent: 08 May 2018 10:38
To: [REDACTED TEXT]
Subject: URGENT Auchencheyne

Dear [REDACTED TEXT]

Following on from the meeting here at Auchencheyne last Wednesday May 2nd, we have had no response what so ever either from you or [REDACTED TEXT].
I felt at the meeting we made you well aware of the urgency of the situation not just for the welfare of the cattle [REDACTED TEXT].

[REDACTED TEXT] please will you come back to me before the end of today.

Yours sincerely
Mary Gourlay.
Sent from my iPad

147 Email 11/05/2018
Includes 145

-----Original Message-----
From: [REDACTED TEXT]
Sent: 11 May 2018 11:14
To: 'Neil Gourlay'
Subject: RE: minutes of meeting from 2nd May?

Good morning Mary,

I have just read your email therefore unable to meet the 10:30 timescale.

I copied Auchencheyne into the email sent to BCMS on Thursday of last week. The email was entitled "20180503 Report following Auchencheyne 75-333-0024 meeting 20180502" and was sent on Thu 03/05/2018 18:37.

Please can you check your email junk / trash folders in case emails are being diverted away from your inbox. I did not receive an undeliverable message from our email so was not aware until now you had not received it.

I have printed a copy ready to collect when the requested passports are brought into Dumfries office.

Regards

[REDACTED TEXT]

148. Email 11/05/2018

_____

From: [REDACTED TEXT]
Sent: 11 May 2018 13:28
To: bcms-enquiries@bcms.rpa.gsi.gov.uk
Cc: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk; [REDACTED TEXT]
Subject: 75/333/0024 Auchencheyne Ltd Cattle inspection

Afternoon,

During the cattle inspection carried out at 75/333/0024 Auchencheyne Ltd, 4 passports were lifted in error and returned to BCMS for amendment. These are listed below.

Eartag number	Calving book DOB	CTS DOB	Application receipt date
UK582307106037	11/04/2017	11/04/2017	15/04/2017
UK582307306046	16/04/2017	16/04/2017	08/05/2017
UK582307206367	08/05/2016	08/05/2016	25/05/2017
UK582307106772	26/05/2017	26/05/2017	29/05/2017

Please could these passports be returned to the business.

Regards

[REDACTED TEXT]
Agricultural Officer
SGRPID Dumfries
Tel: 0300 244 5888

150. Email 11/05/2018

From: [REDACTED TEXT]@hewats.co.uk
Sent: 11 May 2018 16:59
To: SGRPID Dumfries
Subject: Auchencheyne Limited - Your ref 75/333/0024
Importance: High

Dear [REDACTED TEXT],

I had a brief meeting with Neil and Mary Gourlay this morning in connection with matters arising from the inspection at Auchencheyne. I'm sure you'll understand the distress that the case has caused my clients. So that I may advise them further I should be grateful if you could exhibit a copy of the Whole Herd Movement Restriction in place.

Yours sincerely,

[REDACTED TEXT].

151. Email 15/05/2018

Includes 150
Attaches 256, 244, 265

From: [REDACTED TEXT]
Sent: 15 May 2018 12:21
To: neil@auchencheyne.co.uk
Subject: FW: Auchencheyne Limited - Your ref 75/333/0024
Importance: High

Good morning Mrs Gourlay,

I was out of the office yesterday afternoon and picked this up this morning. We received an email from [REDACTED TEXT] regarding your cattle inspection. As Hewat's are not currently mandated for your business I have sent our reply to the business email address for you to forward to [REDACTED TEXT]@hewats.co.uk please.

[REDACTED TEXT],

As requested please find attached a scanned copy of the CPP28 Whole Herd Movement Restriction, Annex of cattle listed and a copy of the letter issued by BCMS.

Last week we requested 43 passports to be returned which will lift this restriction and only the cattle with dates of birth in question will remain restricted.

Regards

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T: 0300 244 5888 E: SGRPID.Dumfries@gov.scot

153. Email 15/05/2018
Includes 151

From: Neil Gourlay [mailto:neil@auchencheyne.co.uk]
Sent: 15 May 2018 17:15
To: [REDACTED TEXT]
Subject: Re: Auchencheyne Limited - Your ref 75/333/0024

Dear [REDACTED TEXT]

Please note
[REDACTED TEXT], from Hewats solicitors, Castle Douglas, will be acting for us from now on.

Yours Sincerely
M Gourlay

Sent from my iPad

155. Email 16/05/2018
Includes 136

From: [REDACTED TEXT]
Sent: 16 May 2018 07:15
To: [REDACTED TEXT]
Subject: FW: 20180510 Letter regarding movement restriction

[REDACTED TEXT],

Hopefully we can work on these queries below today. Before we start could you note the timeline from the first attempt when you met [REDACTED TEXT] on farm. Each day and unit you inspected cattle and the farm records that were provided and when.

Timeline will also go on to include email traffic and telephone calls.

Later we also need to prepare a list of our observations from the cattle records – any anomalies that can be evidenced by BCMS records or previous calving details.

Plenty to do.

See you later.

[REDACTED TEXT]

156. Email 16/05/2018
Includes 140

From: [REDACTED TEXT]
Sent: 16 May 2018 09:21
To: [REDACTED TEXT]
Subject: FW: 20180510 Auchencheyne Ltd Letter regarding movement restriction - final version

[REDACTED TEXT],

Just spoke to [REDACTED TEXT] who queried if the 43 cattle we are waiting for passports for are still on farm – some may have been disposed of. Can you please check the 43 on CTS online to see if any have died or sold since the inspection?

Thanks

[REDACTED TEXT]

157. Email 16/05/2018

From: [REDACTED TEXT]
Sent: 16 May 2018 13:14
To: '[REDACTED TEXT]@hewats.co.uk'
Cc: neil@auchencheyne.co.uk
Subject: 333/0024 Auchencheyne

Good afternoon [REDACTED TEXT],

Following our conversation earlier this morning, I have checked the movement histories for the 43 cattle which we requested the passports for last week.

3 were found to be sent to slaughter during the period of inspection, 6 were sold through Thainstone Market prior to 26/03/2018 and one has been notified as dead

on farm. Passport UK582307606945 was handed in by Mary Gourlay on 05/04/2018.

Once these 32 passports listed below are received at RPID Dumfries we will be in a position to lift the Whole Herd Restriction to allow the business to trade cattle which are unaffected by the discrepant dates of birth. The CPP28 will be replaced with an Individual Animal Restriction CPP27 for the animals with disputed dates of birth which will be listed.

Thank you for your help on this matter.

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T: 0300 244 5888 E: SGRPID.Dumfries@gov.scot

UK582307705175	
UK582307205492	Slaughtered 27/02/2018
UK582307505530	
UK582307405578	
UK582307505733	
UK582307605734	
UK582307705770	Died 03/05/2018
UK582307605944	Sold Thainstone 20/03/2018
UK582307105960	Sold Thainstone 20/03/2018
UK582307305969	Slaughtered 27/02/2018
UK582307405970	Slaughtered 27/02/2018
UK582307606021	
UK582307106261	
UK582307306270	
UK582307406327	
UK582307506328	
UK582307706330	
UK582307106331	
UK582307306333	
UK582307706344	
UK582307406348	
UK582307506349	
UK582307606350	
UK582307706351	
UK582307206451	Sold Thainstone 20/03/2018
UK582307706463	Sold Thainstone 20/03/2018
UK582307506468	Sold Thainstone 20/03/2018
UK582307306571	Sold Thainstone 20/03/2018
UK582307506580	
UK582307706582	
UK582307106583	
UK582307406593	
UK582307306711	

UK582307506713
UK582307606714
UK582307706715
UK582307706813
UK582307606945 Passport received by hand with RPID

UK582307406019

UK582307506020

UK582307306039

UK582307706946

UK582307206948

160. Email 17/05/2018

From: [REDACTED TEXT]@hewats.co.uk]
Sent: 17 May 2018 10:14
To: [REDACTED TEXT]
Subject: Auchencheyne 333/0024

Dear [REDACTED TEXT],

Auchencheyne

Further to our telephone conversation, I was pleased to learn that you appreciate the seriousness of [REDACTED TEXT] in the light of the restriction of movement order in place at Auchencheyne. [REDACTED TEXT] and there are of course serious financial implications for his inability to trade stock particularly in the current late spring following upon a poor year for preservation of forage. [REDACTED TEXT] it is a matter of the upmost priority that the restriction order be lifted as soon as possible.

As I understand it, on return of the 43 passports mentioned the 247 passports presently held will be released freeing Auchencheyne Limited to trade as they so urgently require to do.

I should be grateful if you could let me have confirmation but in the meantime note that you are to research and trace the cattle referred to.

Yours sincerely

[REDACTED TEXT]

P.S. Since dictating above, I have received your email and am grateful to you for sharing the fruits of your researches. As I understand it, the CPP27 will relate to all

the animals listed, albeit individually. As you will understand, this scarcely assists my clients, the animals in question being the very beasts which they require to trade to ease financial pressures and demands on dwindling stocks of forage.

Hewats Solicitors
63 King Street, Castle Douglas, Kirkcudbrightshire, DG7 1AG
Tel: 01556 502391
Fax: 01556 504171

161. Email 17/05/2018

Includes 160

From: [REDACTED TEXT]
Sent: 17 May 2018 13:01
To: [REDACTED TEXT]
Subject: RE: Auchencheyne 333/0024

Good afternoon [REDACTED TEXT],

You are correct in that the CPP27 movement restriction will apply to only animals which remain with a “Live Discrepancy” which includes situations such as unconfirmed dates of birth, animals not registered with BCMS, cattle missing both official eartags for example.

Once cattle are correctly tagged, Notice of Registrations or updated passports are issued for these cattle they are no longer considered “Live Discrepancies” and when the number of these fall below 20% of the cattle found on the holding all other unaffected cattle are free to be moved or traded where they have a full Cattle Passport.

We have not yet received the passports requested from the business so are awaiting these in order to progress lifting of the Whole Herd Movement Restriction.

Regards

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES T: 0300 244 5888 E: SGRPID.Dumfries@gov.scot

167. Email 17/05/2018

Includes 134

From: [REDACTED TEXT]@dumgal.gcsx.gov.uk[REDACTED TEXT]
Sent: 17 May 2018 13:25
To: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk; [REDACTED TEXT]@bcms.rpa.gsi.gov.uk; [REDACTED TEXT]@bcms.rpa.gsi.gov.uk; [REDACTED TEXT]@rpa.gsi.gov.uk; [REDACTED TEXT] AIT Mailbox; [REDACTED

TEXT]@bcms.rpa.gsi.gov.uk; [REDACTED TEXT]
Subject: RE: Messrs Gourlay - Auchencheyne Lts teleconference

Good Afternoon All

Further to the email below [REDACTED TEXT]

I also put in a request for the transcript from BCMS, however I haven't had anything back yet?

[REDACTED TEXT]

Kind Regards

[REDACTED TEXT]

168 Email 17/05/2018
Includes 167

From: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk
Sent: 17 May 2018 13:30
To: '[REDACTED TEXT]
Subject: RE: Messrs Gourlay - Auchencheyne Lts teleconference

Hi [REDACTED TEXT],

I am putting the transcript together and it should be with you shortly.

Many thanks.

[REDACTED TEXT] |Compliance Team Member |Operations Delivery |
Rural Payments Agency | Upper D Block | Curwen Road | Workington CA14 2DD |

169. Email 18/05/2018

_____
From: [REDACTED TEXT]
Sent: 18 May 2018 16:19
To: [REDACTED TEXT]
Subject: RE: 333/0024

[REDACTED TEXT],

I'm finished with annex B but annex A isn't completely finished – passports that we have received due to wrong DOB I've written in ink the correct DOB and that a passport has been lifted but one's we're still waiting on hasn't been done yet and

mostly just have a comment in pencil. It was just a check I was doing so I knew what we had and we were still waiting on.

[REDACTED TEXT] and me are neither in on Monday – we've left the CPP18s with [REDACTED TEXT] so that if someone comes in with the passports on Monday morning before you get in someone knows what to do (nothing so far today).

[REDACTED TEXT]

Can you give [REDACTED TEXT] a phone – [REDACTED TEXT].

Give me a phone next week if you're needing to ask anything.

[REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 17 May 2018 08:51
To: [REDACTED TEXT]
Subject: 333/0024

[REDACTED TEXT],

Are you finished with Annex B? Can this case be captured now? What else needs to be done?

Thanks

[REDACTED TEXT]

170. Email 21/05/2018
Includes 161

From: [REDACTED TEXT]
Sent: 21 May 2018 16:22
To: [REDACTED TEXT]@hewats.co.uk
Cc: neil@auchencheyne.co.uk
Subject: RE: 333/0024 Auchencheyne

Good afternoon [REDACTED TEXT],

We have not received any further cattle passports in the Dumfries Area Office since our request on Wednesday of last week. Please note the office will be closed Friday 25th and Monday 28th May 2018. We would be grateful for any indication when we can expect the remaining passports to be surrendered.

Regards

[REDACTED TEXT]

172. Email 22/05/2018

From: [REDACTED TEXT]
Sent: 22 May 2018 17:47
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: RE: Urgent Mr Neil Gourlay, T/a Auchencheyene Ltd

Doesn't need to be someone in HQ [REDACTED TEXT] but can be – me or [REDACTED TEXT]

[REDACTED TEXT] was here today so had a brief update from him – think we are waiting for some more passports from Neil?

Have those that we have already lifted been sent down to BCMS. There is a question about those no longer being live errors so don't count towards the 20% threshold for WHMR. [REDACTED TEXT]?

If those can be taken out of calc what is the remaining live error %? If below 20% we can remove the movement restriction.

[REDACTED TEXT]
Head of Cross Compliance, Livestock and Pollution Inspection Management

Scottish Government Rural Payments and Inspections Division (SGRPID)
Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD

Tel [REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 22 May 2018 14:42
To: [REDACTED TEXT]
Subject: FW: Urgent Mr Neil Gourlay, T/a Auchencheyene Ltd
Importance: High

[REDACTED TEXT]

Please see below – who normally would be allocated this type of case. I assume it would be someone in HQ that would ask us for the info and independently confirm that procedures have been followed etc.

Happy to discuss.

[REDACTED TEXT]

From: [REDACTED TEXT] **On Behalf Of** Cabinet Secretary for the Rural Economy and Connectivity
Sent: 22 May 2018 12:07
To: [REDACTED TEXT]
Cc: Cabinet Secretary for the Rural Economy and Connectivity
Subject: FW: Urgent Mr Neil Gourlay, T/a Auchencheyene Ltd
Importance: High

[REDACTED TEXT]

Please see below email which we are going to add to MACCS as a fast track MR case. Mr Ewing would be grateful for advice on this please.

Can you please advise me who this would be best to allocate to on MACCS?

Thanks

[REDACTED TEXT]
Assistant Private Secretary
Cabinet Secretary for Rural Economy and Connectivity
CabsecREC@gov.scot
0131 [REDACTED TEXT]

Please check our updated Ministerial Preferences

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From: Carson F (Finlay), MSP [mailto:Finlay.Carson.msp@parliament.scot
Sent: 22 May 2018 09:21
To: Cabinet Secretary for the Rural Economy and Connectivity; Ewing F (Fergus), MSP
Cc: [REDACTED TEXT]
Subject: Urgent Mr Neil Gourlay, T/a Auchencheyene Ltd
Importance: High

Dear Fergus,
I am emailing you urgently after discussions with a farming business in my constituency. Mr Neil Gourlay, T/a Auchencheyene Ltd, Auchencheyene, Moniaive, DG3 4EW.

A full animal movement check was initiated by the RPID, Dumfries in early Jan 2018. The farming business was advised it was going to receive a 5% penalty which was signed off mid March – this was for passport anomalies. At the time the Inspector asked if he could have stocksman's books to help identification of issues with 10

records, subsequently further passports were requested and then on 29th March a total ban on stock movement was imposed.

It is now almost two months since this was executed putting considerable strain on the finances of the business[REDACTED TEXT]. There is also now the potential for animal welfare issues with the stock remaining on the farm for longer than planned for.

Further concerns were also raised with me suggesting that an Inspector took a third party book as the correct record of some movements and he has personally changed passport information accordingly. Mr Gourlay, as a result received incorrect new passports.

[REDACTED TEXT]

I ask that you act immediately to lift the ban on all stock not under investigation and allow his business to continue trading. The process that Mr Gourlay has had to endure is far from acceptable and there are some very serious questions to be asked regarding the actions of some RPID staff.

I would welcome the opportunity to meet with you as a matter of urgency to look at a resolution to this unfortunate situation. In essence, we are at 'deadlock' Mr Gourlay appears to be being treated as if he is guilty, but not being advised of what! As such his business is being crippled and he is not being afforded an opportunity to make his case, nor is he being allowed to trade!

Finlay Carson MSP
Member of the Scottish Parliament for Galloway & West Dumfries

The Scottish Parliament
Pàrlamaid na h-Alba

+ 107 King St, Castle Douglas, DG7 1LZ
(01556 504991
** finlay.carson.msp@parliament.scot*

(0131 348 5890
+ M3.17, The Scottish Parliament, Edinburgh, EH99 1SP

t: @fincarson
fb: www.fb.com/fin.carson
w: http://www.finlaycarson.co.uk

Lobbying Register ½Clàr-coiteachaidh ½www.lobbying.scot

****
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www.parliament.scot : facebook.com/scottishparliament : twitter.com/scotparl

The information in this email may be confidential. If you think you have received this email in error please delete it and do not share its contents.
****

173. Email 23/05/2018

Includes 172
Attaches 161

From: [REDACTED TEXT]
Sent: 23 May 2018 07:26
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: RE: Urgent Mr Neil Gourlay, T/a Auchencheyene Ltd

[REDACTED TEXT],

Live Discrepancies are not resolved until the NoR's have been received by the business. At the last teleconference it was confirmed BCMS are waiting on the last 30+ passports before issuing the NoR's.

I sent a list of passports required to the lawyer representing the business copied to the business on Wednesday 16th of May.

I followed up with a reminder and notified the business the office is closed Friday 25th and Monday 28th. No passports have been returned since.

From the date of the letter from Findlay Carson the business would be aware the WHMR would be removed once these passports are surrendered.

Copy of the email to [REDACTED TEXT] – Hewats Solicitors, Castle Douglas is attached.

Regards

[REDACTED TEXT]
Agriculture and Rural Economy - Rural Payments and Inspections Division
Dumfries Area Office, 161 Brooms Road, Dumfries DG1 3ES

174. Email 23/05/2018

Includes 173
Attaches 161

From: [REDACTED TEXT]
Sent: 23 May 2018 10:04
To: [REDACTED TEXT]
Subject: FW: Urgent Mr Neil Gourlay, T/a Auchencheyene Ltd

[REDACTED TEXT],

Before I contact [REDACTED TEXT] regarding progress with the passports etc, I cannot see there being any issue with calculating the live discrepancy rate again and trying to progress towards allowing Gourlay to trade animals not under investigation.

There might not actually be that many cattle he can trade anyway.

It could be viewed that we are using the whole herd restriction as a bargaining chip to get the last of the passports back, which is not the case.

What are your thoughts considering the political element coming into this case?

Give me a call later this morning for a catch up – we can sort out between ourselves before going to BCMS and [REDACTED TEXT] – there will be pressure to get back to Cab Sec quickly on this one.

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD
tel. [REDACTED TEXT]
mob. [REDACTED TEXT]
e mail. [REDACTED TEXT]@scotland.gsi.gov.uk

From: [REDACTED TEXT]
Sent: 23 May 2018 08:16
To: [REDACTED TEXT]
Subject: FW: Urgent Mr Neil Gourlay, T/a Auchencheyene Ltd

Gents – is [REDACTED TEXT] comment about live discrepancies/NoRs correct? Seems to be at odds with discussion we had last week about [REDACTED TEXT].

[REDACTED TEXT]

176. Email 23/05/2018

From: [REDACTED TEXT]
Sent: 23 May 2018 11:40

To: [REDACTED TEXT]); [REDACTED TEXT]
Subject: FW: Confidential: Query over DB live discrepancies and resolved status -

[REDACTED TEXT]

As discussed, confirmation from [REDACTED TEXT] of the live discrepancy procedures in England.

Thanks
[REDACTED TEXT]

From: [REDACTED TEXT]mson@rpa.gsi.gov.uk]
Sent: 23 May 2018 11:28
To[REDACTED TEXT]
Subject: FW: Confidential: Query over DB live discrepancies and resolved status -

Hi [REDACTED TEXT],

As discussed earlier this morning. Feel free to give me a call if you have any questions.

Thanks

[REDACTED TEXT]

[REDACTED TEXT] |Inspections processing and Enforcements Team Manager | Operational Delivery
Rural Payments Agency | Upper D Block |Curwen Road | Workington | CA14 2DD
[REDACTED TEXT]@bcms.rpa.gsi.gov.uk
Tel. [REDACTED TEXT]
Follow us on Twitter @Ruralpay

_____

From: [REDACTED TEXT]
Sent: 03 May 2018 15:37
To: [REDACTED TEXT]>
Cc: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk[REDACTED TEXT]@bcms.rpa.gsi.gov.uk>; External Relations Livestock Policy <ExternalRelations@rpa.gsi.gov.uk>
Subject: RE: Confidential: Query over DB live discrepancies and resolved status - 40/035/0095

Hi [REDACTED TEXT]

I have a look at the movement restriction element of this query and think that we should maintain the current processes.

Paragraph 9.1 of the inspectors' guidance explains that a discrepancy is classed as resolved when it has been rectified at inspection. For example:

* minor updating/correction of records and passports by keeper
* return of passport/CoR/CPP35 for amendment by inspector
* return of passport/CoR/CPP35 for dead/missing animals by inspector
* informing BCMS of missing movement details via the Inspection Report
* the keeper applying missing tags.

DB discrepancies as well as LZ and OP anomalies fall into this category with the thinking being that the removal of the passport is more effective than a movement restriction. As such, they shouldn't count toward the 20% live discrepancy limit with WHMRs being reserved for the most serious case only whereby a high proportion of the herd remains discrepant and we haven't been able to mitigate the risks by removing the passports or establishing / backcapturing the missing information etc (and Obstruction).

Any queries please call

Thanks

[REDACTED TEXT] | Cattle Identification Policy Advisor | Strategy and Compliance
Rural Payments Agency | Eden Bridge House | Lowther Street | Carlisle CA3 8DX
Tel. No. [REDACTED TEXT] | email: [REDACTED TEXT]@rpa.gsi.gov.uk
Follow us on Twitter @Ruralpay

[REDACTED TEXT]

177. Email 23/05/2018

Includes 173

From: [REDACTED TEXT]
Sent: 23 May 2018 13:04
To[REDACTED TEXT]
Cc: AIT Mailbox
Subject: FW: Urgent Mr Neil Gourlay, T/a Auchencheyene Ltd

[REDACTED TEXT],

[REDACTED TEXT] has confirmed with BCMS the position regarding live discrepancies and he will be amending the inspectors guidance shortly.

In effect the uplifting of a passport means that animal is not classed as having a live discrepancy – the animal is effectively restricted as it doesn't have a passport and therefore we don't count the animal as a live discrepancy.

[REDACTED TEXT] will go back to BCMS asking them to progress the issuing of the NORs for the passports already uplifted.

Can you arrange for the lifting of the CPPS28 and issuing a CPPS27 which will be individual animal restrictions on the animals with outstanding live discrepancies please. Ideally BCMS issue NORs back to Auchencheyne and you can explain to the business what they can and cannot do with the NOR animals and also explain to the business the CPPS27 restriction.

If you have any further checks requiring to be undertaken to allow the further lifting of individual animal restrictions (eg TG1 re inspection, DNA testing etc), can you progress this please.

Can you provide an update on your discussions with D&G Local Authority regarding investigations that the LA intend to undertake regarding breaches of the CIR regulations, including whether they intend to interview the stocksmen and the Gourlays under caution.

Any further information on [REDACTED TEXT]?

Happy to discuss any queries.

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD
tel. [REDACTED TEXT]
mob. [REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 23 May 2018 08:16
To: [REDACTED TEXT]
Subject: FW: Urgent Mr Neil Gourlay, T/a Auchencheyene Ltd

Gents – is [REDACTED TEXT] comment about live discrepancies/NoRs correct? Seems to be at odds with discussion we had last week about [REDACTED TEXT].

[REDACTED TEXT]

178. Email 24/05/2018
Includes 176

From: [REDACTED TEXT]
Sent: 24 May 2018 12:33
To[REDACTED TEXT]
Subject: FW: Urgent Mr Neil Gourlay, T/a Auchencheyene Ltd

Afternoon [REDACTED TEXT],

Where does the uplifting of the CPPS28 restriction etc fit into your schedule?

[REDACTED TEXT] has been allocated the Finlay Carson MACCS case and would ideally want to respond to this with the line that the whole herd movement restriction has been lifted (albeit we know that a large number of the cattle will remain restricted due to no passport). He has 5 working days to make that response as of the 22nd May.

Quite understand that this sort of deadline for lifting the CPPS 28 and issuing the CPPS 27 may be unachievable, but if we can keep him updated on progress he can then word the response appropriately.

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD
tel. [REDACTED TEXT]
mob. [REDACTED TEXT]

179. Email 24/05/2018
Includes 178

From: [REDACTED TEXT]
Sent: 24 May 2018 13:07
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: FW: Urgent Mr Neil Gourlay, T/a Auchencheyene Ltd

[REDACTED TEXT],

I spoke to [REDACTED TEXT] after e mailing him (see below).

He is working on the CPP forms this afternoon – not a straightforward job, however he is aiming to list the restriction early next week, considering the long weekend this is as good as he can manage.

He will keep us updated on progress with the lifting of the whole herd restriction so you can word the MACCS response appropriately.

[REDACTED TEXT] has spoken to D&G Local Authority and they (RPID and LA) are planning on going out to Auchencheyne the week after next to arrange for the completion of the inspection (checking that replacement tagging has been competed etc) and the taking of DNA samples for a small number of cattle.

It would look like D&G Local Authority are on side.

[REDACTED TEXT]

180. Email 24/05/2018

From: [REDACTED TEXT]
Sent: 24 May 2018 16:37
To: [REDACTED TEXT] (BCMS)'; [REDACTED TEXT]
Subject: Mr Neil Gourlay, T/a Auchencheyene Ltd

[REDACTED TEXT],

Many thanks for calling me back this afternoon.

We discussed the fact that [REDACTED TEXT] will be lifting the whole herd restriction that is currently in place on the holding of 75/333/0024 early next week, due to the fact the uplifting of a large proportion of the passports due to holding register anomalies results in the live discrepancy rate falling below 20%.

[REDACTED TEXT] will be placing individual animal restrictions by issuing a CPPS27 on the animals with outstanding live discrepancies.

[REDACTED TEXT] will copy you into the correspondence and CPP forms issued to Gourlay.

Can you arrange for the passports that have been sent to BCMS to be issued back out as NORs.

Can you arrange for the passports detailed in the e mail from [REDACTED TEXT] to be re issued to Mr Gourlay – sent to BCMS in error.

Can you confirm back to [REDACTED TEXT] the list of NORs issued and their eartag numbers.

Many thanks

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD
tel[REDACTED TEXT]
mob. [REDACTED TEXT]

182. Email 25/05/2018

Includes 181

From: [REDACTED TEXT] (BCMS) [REDACTED TEXT]
Sent: 25 May 2018 13:09
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: RE: Mr Neil Gourlay, T/a Auchencheyene Ltd
Importance: High

Dear [REDACTED TEXT]

Thank you for the email below .Before we issue the CPP 35 can you confirm the following :

1. That you are applying the English approach that when the passports have been lifted from the Keeper the Live discrepancy is regarded as resolved
2. That RPID is now confirming for the passports returned to BCMS they are not satisfied that either the main records or the calving records give an accurate account of the dates of birth. Once this is confirmed BCMS will issue CPP35 for the 254 animals
3. RIPD are going to write to Mr Gorley to advise of the decision at point 2 and request the return of an additional 43 passports –Contained in this letter will be IMR restriction notices for the 43 animal –It was agreed this letter would be circulated prior to issue for comment –Can this please be circulated

Once the above has been confirmed /actioned we can issue the relevant CPP35 and will issue [REDACTED TEXT] a list of the CPP35 issued

Can you also confirm that the approach at point 1 is being applied against all WHR cases in Scotland .This is of particular interest in the [REDACTED TEXT] case .

When reviewing the Documentation in relation to this case we have noted that the following Passports returned to BCMS have been re issued in error :

UK582307406761
UK582307606756
UK582307406712
UK582307606021
UK582307106765.
UK582307706764

Our BAU process is to write to the keeper and request these to be returned, however if [REDACTED TEXT] has another planned visit could he collect these ?

In addition we have not received the 4 passports returned in error for the following animals :

UK582307106037
UK582307306046
UK582307206367
UK582307106772

Can we have confirmation of the date these were returned and a copy of the report form 1

[REDACTED TEXT]| BCMS Operations Manager | Operational Delivery
Rural Payments Agency | B Block | Curwen Road | Workington | CA14 2DD
[REDACTED TEXT]@bcms.rpa.gsi.gov.uk
Tel. No. [REDACTED TEXT]

183. Email 25/05/2018
Includes 182
Attaches 176

From: [REDACTED TEXT]
Sent: 25 May 2018 14:58
To: [REDACTED TEXT] (BCMS)
Cc: [REDACTED TEXT]; AIT Mailbox; [REDACTED TEXT]
Subject: RE: Mr Neil Gourlay, T/a Auchencheyene Ltd

Afternoon [REDACTED TEXT],

I have put comments in red.

Inspectors back in the office next Tuesday.

Regards

[REDACTED TEXT]
Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD

tel[REDACTED TEXT]
mob. [REDACTED TEXT]
e mail. [REDACTED TEXT]@scotland.gsi.gov.uk

From: [REDACTED TEXT] (BCMS[REDACTED TEXT]
Sent: 25 May 2018 13:09
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: RE: Mr Neil Gourlay, T/a Auchencheyene Ltd
Importance: High

Dear [REDACTED TEXT]

Thank you for the email below .Before we issue the CPP 35 can you confirm the following :

1. That you are applying the English approach that when the passports have been lifted from the Keeper the Live discrepancy is regarded as resolved

Yes, I can confirm that this is the procedure being used in Scotland moving forward – the rationale being to be aligned with the English procedure as detailed in the e mail from [REDACTED TEXT] (attached).

2. That RPID is now confirming for the passports returned to BCMS they are not satisfied that either the main records or the calving records give an accurate account of the dates of birth. Once this is confirmed BCMS will issue CPP35 for the 254 animals

At this point RPID are not satisfied that either the main records or the calving records give an accurate account of the dates of birth

3. RIPD are going to write to Mr Gorley to advise of the decision at point 2 and request the return of an additional 43 passports –Contained in this letter will be IMR restriction notices for the 43 animal –It was agreed this letter would be circulated prior to issue for comment –Can this please be circulated

[REDACTED TEXT], can you circulate the letter you sent to Auchencheyne Ltd requesting the return of the passports please.

Once the above has been confirmed /actioned we can issue the relevant CPP35 and will issue [REDACTED TEXT] a list of the CPP35 issued

Can you also confirm that the approach at point 1 is being applied against all WHR cases in Scotland .This is of particular interest in the [REDACTED TEXT] case .
Yes the same approach will be applied

When reviewing the Documentation in relation to this case we have noted that the following Passports returned to BCMS have been re issued in error :

UK582307406761

UK582307606756
UK582307406712
UK582307606021
UK582307106765.
UK582307706764

Our BAU process is to write to the keeper and request these to be returned, however if [REDACTED TEXT] has another planned visit could he collect these ?
[REDACTED TEXT], can you give us an idea when the revisit is going to take place please

In addition we have not received the 4 passports returned in error for the following animals :

UK582307106037
UK582307306046
UK582307206367
UK582307106772

Can we have confirmation of the date these were returned and a copy of the report form 1
[REDACTED TEXT], can you forward the e mail [REDACTED TEXT] sent to BCMS please.

[REDACTED TEXT]| BCMS Operations Manager | Operational Delivery
Rural Payments Agency | B Block | Curwen Road | Workington | CA14 2DD
[REDACTED TEXT]bcms.rpa.gsi.gov.uk
Tel. No. [REDACTED TEXT] | Mob [REDACTED TEXT]
Follow us on Twitter@Ruralpay

188. Email 28/05/2018
Attaches 267

From: [REDACTED TEXT]@hewats.co.uk]
Sent: 28 May 2018 16:30
To: [REDACTED TEXT]
Subject: Auchencheyne Limited

Dear [REDACTED TEXT],

Please find attached an application for review of the Herd Restriction Notice in this case.

Yours sincerely,

[REDACTED TEXT]

192. Email 29/05/2018

From: [REDACTED TEXT]
Sent: 29 May 2018 17:08
To[REDACTED TEXT] (BCMS[REDACTED TEXT]@bcms.rpa.gsi.gov.uk)';
[REDACTED TEXT] AIT Mailbox
Cc: [REDACTED TEXT]
Subject: 333/0024 CPP27 Live Discrepancies
Importance: High

All,

The list below are the discrepancies which remain live.

I have not yet created the letter but am circulating the list of cattle in advance;

Eartag Number	Date of Birth	Sex	Breed	Comments	Comments
UK582307705175	27/04/2013	C	LU	DB	Await passport
UK582307505530	16/06/2013	C	HEX	DB	Await passport
UK582307405578	01/05/2014	C	CHX	DB	Await passport
UK582307505733	22/06/2014	C	LU	DB	Await passport
UK582307605734	09/05/2014	C	LU	DB	Await passport
UK582307506020	03/04/2017	H	CHX	DB	Await passport
UK582307106261	18/03/2016	H	LU	DB	Await Passport
UK582307306270	26/03/2016	H	LU	DB	Await Passport
UK582307506328	01/04/2017	H	LU	DB	Await Passport
UK582307706330	02/04/2017	H	LU	DB	Await Passport
UK582307106331	02/04/2017	H	LU	DB	Await Passport
UK582307706344	29/03/2017	H	LIMX	DB	Await Passport
UK582307406348	06/05/2017	H	LU	DB	Await Passport
UK582307706351	05/05/2017	H	LU	DB	Await Passport

UK582307 506580	31/03/ 2017	H	CH X	DB	Await Passport
UK582307 706582	06/05/ 2017	H	CH X	DB	Await Passport
UK582307 106583	23/03/ 2017	H	CH X	DB	Await Passport
UK582307 406593	27/03/ 2017	H	CH X	DB	Await Passport
UK582307 706813	25/05/ 2017	H	CH X	DB	Await Passport
UK582307 406019	03/04/ 2017	M	CH X	DB	Await Passport
UK582307 306039	11/04/ 2017	M	CH X	DB	Await Passport
UK582307 406327	31/03/ 2017	M	LU	DB	Await Passport
UK582307 306333	02/04/ 2017	M	SM X	DB	Await Passport
UK582307 506349	02/04/ 2017	M	LU	DB	Await Passport
UK582307 606350	02/04/ 2017	M	LU	DB	Await Passport
UK582307 306711	02/04/ 2017	M	LU	DB	Await Passport
UK582307 506713	04/04/ 2017	M	LU	DB	Await Passport
UK582307 606714	03/04/ 2017	M	LU	DB	Await Passport
UK582307 706715	02/04/ 2017	M	LU	DB	Await Passport
UK582307 206948	09/11/ 2017	M	CH X	DB	Await Passport
UK582307 706946	06/11/ 2017	M	CH X	DB TG3	Await Passport
UK582307 206983	18/06/ 2017	H	LU	NF	SEEN AS A NEWBORN CALF SO DOB INCORRECT
UK583767 200026	24/03/ 2008	C	LU	TG1	
UK104014 700386	31/03/ 2009	C	HE X	TG1	
UK582363 100416	01/03/ 2004	C	LU	TG1	
UK104014 500468	14/04/ 2011	C	HE X	TG1	
UK582044 600490	09/03/ 2011	C	AA X	TG1	
UK305903 500500	03/11/ 2008	C	HE X	TG1	
UK583790	26/08/	C	AA	TG1	

700616	2007		X		
UK160957 301183	16/11/ 2006	C	HE X	TG1	
UK160957 201672	09/04/ 2009	C	HE	TG1	
UK542794 100350	14/11/ 2007	M	LI M	TG1	
UK582307 706267	12/03/ 2016	M	LU	TG1	
UK582307 706288	04/05/ 2016	M	LU	TG1	
UK582307 606770	21/10/ 2017	M	LU	NP	UNREGISTERED
UK540635 701526	21/03/ 2010	C	AA X	NP	OFF 02/02/17 HIGHLAND MEATS
UK582307 306543	24/03/ 2017	H	SM X	NP	UNREGISTERED - DAM NOTIFIED SLAUGHTERED 02/02/2017
UK523602 400476	30/03/ 2016	M	LU	NF	Purchased bull Passport and Record / Invoice still to see
UK160957 601725	27/06/ 2009	C	HE	NP	CTS DEAD 20/04/2013
UK582307 206339	29/07/ 2016	H	LU	NP	CTS DEAD 21/01/2017
UK582307 506335	20/03/ 2016	H	LU	NP	CTS OFF 10/05/17 MALE CHX. 2 REPLACEMENT TAGS ORDERED - NOR TO ISSUE
UK582307 606833	10/06/ 2017	M	CH X	NP	UNREGISTERED
UK582307 506678	27/04/ 2017	M	LU	NP	UNREGISTERED
UK582307 306676	15/04/ 2017	M	LU	NP	UNREGISTERED
UK582307 206689	15/06/ 2017	M	LU	NP	UNREGISTERED
UK582307 206332	24/03/ 2017	M	LU	NP	UNREGISTERED
UK582307 306921	03/07/ 2017	H	CH X	NP	UNREGISTERED
UK582307 106814	07/06/ 2017	H	CH X	NP	UNREGISTERED
UK582307 206913		M	CH X	NP NF	UNREGISTERED

Happy to discuss

[REDACTED TEXT]

194. Email 30/05/2018

From: [REDACTED TEXT]
Sent: 30 May 2018 08:56
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: RE: URGENT - Neil Gourlay

Good morning [REDACTED TEXT],

Hope to be today or tomorrow, I had a list of the remaining live discrepancies yesterday evening and am checking it this morning.

Neil has been made aware intentional penalties will apply (he has admitted 02/05/2018 to altering dates of birth for 5 calves), passports with dates of birth altered over 27 days would receive a NoR however since that discussion (26/03/2018) NG has added confusion and now BCMS are to issue NoR's for all dates of birth in question. Approx 282

The business firstly directed me to deal with [REDACTED TEXT] who run the software program [REDACTED TEXT] Neil uses.

Then we had permission to discuss the inspection with [REDACTED TEXT], this has now lapsed.

On 2nd May [REDACTED TEXT] was the spokesperson.

Recently solicitor [REDACTED TEXT] of Hewats in Castle Douglas is the point of contact however he has not responded to our requests for the return of the last cattle passports.

As you know they have also contacted Finlay Carson.

Thanks

[REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 30 May 2018 08:42
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: RE: URGENT - Neil Gourlay

Thanks for this [REDACTED TEXT]

Having a meeting with Finlay Carson in Parliament this morning –

What is the timescale looking like for lifting the WHMR?

How much discussion was there with Neil or others about likely impacts – removal of passports, likely cross compliance penalty etc?

Any particular difficulties with communicating with the business?

Apologies for the quick fire questions – there may be more!

Thanks

[REDACTED TEXT]

[REDACTED TEXT]
Head of Cross Compliance, Livestock and Pollution Inspection Management

Scottish Government Rural Payments and Inspections Division (SGRPID)
Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD

Tel – [REDACTED TEXT]
Mob - [REDACTED TEXT]

From: [REDACTED TEXT]
Sent: 29 May 2018 08:51
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: RE: URGENT - Neil Gourlay

[REDACTED TEXT],

The follow up email to the Solicitor and copied to the business was Monday 25th May requesting 32 passports. 43 were seen at inspection however 11 have been sold or died during the inspection prior to the restriction being served.

Initially 270 DOB errors were identified, 16 were for passports uplifted for cattle not seen at inspection so 254 were requested.

Of this 254 requested 247 were received. 7 remained outstanding.

2 of these 7 passports were later handed in.

On completion of the checks a further list of passports was identified with conflicting dates.

The 5 outstanding are included in the 32 we have requested.

247
2
+32
281 cattle passports

I believe the Local Authority are continuing their investigations.

If there is anything else I can help with please let me know.

Thanks

[REDACTED TEXT]

_____
From: [REDACTED TEXT]
Sent: 28 May 2018 08:56
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: FW: URGENT - Neil Gourlay

[REDACTED TEXT],

I have put information in red below (but [REDACTED TEXT] can just clarify dates / correspondence is accurate please).

Further comments –

My take on this correspondence with Mr Carson is –

A full animal movement check was initiated by the RPID, Dumfries in early Jan 2018. The farming business was advised it was going to receive a 5% penalty which was signed off mid March – this was for passport anomalies. At the time the Inspector asked if he could have stocksman's books to help identification of issues with 10 records, subsequently further passports were requested and then on 29th March a total ban on stock movement was imposed.

Comment
The Gourlays are giving the impression the CII was concluded (signed off) with a 5% penalty, however anomalies were raised with Mr Gourlay by the inspectors which resulted in the introduction of the stocksmans cattle identification information books by Mr Gourlay in an attempt to clarify anomalies.

The explanation from Mr Gourlay on the system he used for the stocksmen notifying cattle identification, movement and registration information to Mr Gourlay in order to register details onto the CTS database plus contradictory information between the on farm records (stocksmans records and the computer records) and the CTS database resulted in the removal of a significant number of passports.

It is now almost two months since this was executed [REDACTED TEXT]. There is also now the potential for animal welfare issues with the stock remaining on the farm for longer than planned for.

Comment
[REDACTED TEXT].

Further concerns were also raised with me suggesting that an Inspector took a third party book as the correct record of some movements and he has personally changed passport information accordingly. Mr Gourlay, as a result received incorrect new passports.

Comment
Need to check with [REDACTED TEXT] on this statement, however Mr Gourlay co operated with the RPID inspectors and any amendments to IRM information on passports would be undertaken in consultation with Mr Gourlay (sounds like Gourlay has received an amended passport back from BCMS with incorrect information).

I ask that you act immediately to lift the ban on all stock not under investigation and allow his business to continue trading. The process that Mr Gourlay has had to endure is far from acceptable and there are some very serious questions to be asked regarding the actions of some RPID staff.

I would welcome the opportunity to meet with you as a matter of urgency to look at a resolution to this unfortunate situation. In essence, we are at 'deadlock' Mr Gourlay appears to be being treated as if he is guilty, but not being advised of what! As such his business is being crippled and he is not being afforded an opportunity to make his case, nor is he being allowed to trade!

Overall Comment
Ongoing investigations into breaches of the ID and Traceability regulations mean that it would be inappropriate for further comment at this time.

Happy to discuss further.

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD
tel. [REDACTED TEXT]
mob. [REDACTED TEXT]
e mail. [REDACTED TEXT]@scotland.gsi.gov.uk

_____
From: [REDACTED TEXT]
Sent: 27 May 2018 09:14
To: [REDACTED TEXT])
Cc: [REDACTED TEXT]
Subject: URGENT - Neil Gourlay

All – there is likely to be a teleconference with Cab Sec on this on Tuesday. Below is a draft of a briefing which may help that discussion.

Some gaps and ????? which I need filled please.

Any other comments and additions please?

I will draft the MACCS response for review early Tuesday.

Thanks

[REDACTED TEXT]

Mr Neil Gourlay, Auchencheyne Limited - RPID cattle inspection - ID and traceability

MLC – 333/0024, BRN – 120201

A briefing note regarding this inspection was sent to the Cab Sec on 13th April 2018 (attached)

<< Message: FW: Cattle inspection - RE: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay >>

This highlighted that due to record keeping issues (2 sets of contradictory records) a significant number of cattle passports had been removed from the business and would be replaced with Notice of Registration (NOR) documents which places permanent movement restrictions on these animals and means that they cannot enter the food chain. In addition it highlighted that a significant cross compliance penalty would be likely as a result of the actions of the claimant. [REDACTED TEXT] Communication has been with either other Directors of the business or with nominated representatives, including [REDACTED TEXT] and an appointed solicitor, unless Mr Gourlay has initiated/requested direct communication.

The following actions have taken place since the above briefing (mid April) -

- The 254 passports that were uplifted have been returned to BCMS awaiting the outcome of the investigation by RPID inspectorate into why there are 2 sets of contradictory records and which (if any) can be accepted as

genuine. Once confirmed, BCMS can then determine if any passports can be returned or if NORs should be issued. During this period of investigation and uncertainty it is normal practise (where there are significant issues) that the entire herd is placed under restriction in order to protect human and animal health and potential buyers of stock that may subsequently turn out to have erroneous breeding and/or movement details.

- Discussions took place with [REDACTED TEXT] who was nominated to represent the business [REDACTED TEXT]. This seemed to make some progress insofar as it seemed we were closer to identifying the genuine set of records which would have allowed a significant number of passports to be returned albeit not all of them.

- A further meeting took place with Mr and Mrs Gourlay and a different business representative (on Wednseday the 2nd of May). This meeting did not result in any clarity regarding which set of records (if any) are genuine and returned the position to that of mid April i.e. all 254 passports contain unreliable information and at this point in the investigations cannot be returned.

- A letter was issued by RPID Dumfries on Wednesday the 16th May (I don't think I have seen this letter) confirming the position and requesting a further 43 passports be surrendered. Furthermore, RPID Dumfries communicated with the solicitor acting on behalf of the Gourlays on the Thursday the 17th May clarifying that the whole herd movement restriction would be lifted from the Auchencheyne Ltd business cattle once the animal discrepancy rate fell below 20% This letter indicated that the WHMR would be lifted when……..????

- No response has been received in relation to the above request (despite a reminder being issued on Monday 21st May by RPID Dumfries to the Gourlays solicitor?????). However, action has continued in conjunction with BCMS which will mean that approx. 254 NORs will be issued in place of the returned passports and the Whole Herd Movement Restriction will be lifted. It is anticipated that this will happen early this week (29th or 30th May). This will allow the business to trade animals that hold valid passports but obviously not those issued with NORs and/or animals with outstanding anomalies.

- A further visit will be made to the business w/b 4th of June to finalise some outstanding cattle inspection issues. I understand that the Local Authority may also be in attendance at this meeting as part of their on-going investigation into possible breaches of the Cattle Identification Regulations and ????? [REDACTED TEXT]

In summary, the actions taken by Mr Gourlay have resulted in a significant breach of the Cattle Identification Regulations which are in place to protect Human and Animal Health and Disease Control. Mr Gourlay has been given the opportunity to clarify his actions which could have lessened the scope of the outcome. RPID recognises the

significant impact that these actions may have on his business [REDACTED TEXT]. RPID have conducted all further investigations at a pace and in a manner taking account of these sensitivities and which seemed acceptable to the business and its representatives whilst maintaining the controls required to protect the public benefits that are the purpose of the regulations. The timing of the letter from the MSP is incidental to the stage that we are now at in terms of issuing of NORs for those animals for which no reliable breeding information is available and the lifting of the whole herd restriction.

[REDACTED TEXT]
Head of Cross Compliance, Livestock and Pollution Inspection Management

Scottish Government Rural Payments and Inspections Division (SGRPID)
Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD

Tel – [REDACTED TEXT]
Mob - [REDACTED TEXT]

195. Email 30/05/2018
Includes 192

From: [REDACTED TEXT]
Sent: 30 May 2018 09:29
To: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk)'; [REDACTED TEXT]; AIT Mailbox
Cc: [REDACTED TEXT]
Subject: RE: 333/0024 CPP27 Live Discrepancies

All,

2 additional cattle to add;

BCMS 002552	M	CHX	FM NP	Unidentified Anim
UK542626302270	M	CHX	TG3	

BCMS can you check the NTI as the 8 day revisit request had the BCMS tag as BCMS 00255 however [REDACTED TEXT] notes has it as BCMS 002552.

Thanks

[REDACTED TEXT]

196. Email 30/05/2018
Includes 195

From: [REDACTED TEXT]@bcms.rpa.gsi.gov.uk]
Sent: 30 May 2018 10:52
To: [REDACTED TEXT] AIT Mailbox
Cc: [REDACTED TEXT]
Subject: RE: 333/0024 CPP27 Live Discrepancies

Good morning

The tag number on the CPP30 is BCMS 002552. Apologies, the 8th day revisit request must have been a mistake.

Many thanks

[REDACTED TEXT] | Compliance Team Leader | Operational Delivery
Rural Payments Agency | Upper D | Curwen Road | Workington | CA14 2DD
Tel. No. [REDACTED TEXT]

199. Email 31/05/2018

From: [REDACTED TEXT]
Sent: 31 May 2018 08:49
To: [REDACTED TEXT]
Subject: RE: 333/0024 Cattle inspection

Morning

I have found it and yes it is down for a TG3.

Thanks
[REDACTED TEXT]

[REDACTED TEXT]x
Administrative Officer | Dumfries Area Office
Rural Payments and Inspections Division | Scottish Government | 161 Brooms Road | Dumfries | DG1 3ES
T: 0300 2445888

From: [REDACTED TEXT]
Sent: 30 May 2018 17:15
To: [REDACTED TEXT]
Subject: 333/0024 Cattle inspection

[REDACTED TEXT],

Can you please check if male 6595 is marked in the pack as a TG3?

It may be missed.

Thanks

[REDACTED TEXT]

202. Email 31/05/2018
Includes 269, 270, 271

From: [REDACTED TEXT]
Sent: 31 May 2018 10:04
To: [REDACTED TEXT]
Cc: [REDACTED TEXT]
Subject: FW: 20180530 Letter replacing CPP28 with CPP27

[REDACTED TEXT],]

I have done some tweaking of the letter in tracked changes.

We need to get across –

We are lifting the whole herd restriction
The cattle with uplpifted passports will be issued with NORS in the next couple of weeks – read the NOR details
We are placing individual restrictions on extra cattle
We need to inspect some cattle, we have restricted these cattle until they are re inspected.

Do you think the letter lays that out clearly enough?

[REDACTED TEXT] met with Mr Carson and one of the Gourlays issues is they think they are being kept in the dark and do not have a ‘direction of travel’.

This letter lays out the timescale for NORs being issued (we need to copy [REDACTED TEXT] into this letter and we can emphasis the 2 week turnaround for the NORs to her) and the ‘next steps’ for Gourlay – get the cattle in next Thursday.

The next step again will be the interviewing of the stocksmen and then Gourlay / Gourlays reps I would have thought?

[REDACTED TEXT]

Agriculture, Food and Rural Communities Directorate
Agriculture and Rural Delivery Division
Scottish Government, Directorate for Agriculture, Food and Rural Communities
Room Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD
tel. [REDACTED TEXT]
mob. [REDACTED TEXT]
e mail. [REDACTED TEXT]@scotland.gsi.gov.uk

From: [REDACTED TEXT]
Sent: 30 May 2018 17:14
To: [REDACTED TEXT]
Subject: FW: 20180530 Letter replacing CPP28 with CPP27

CPP27s to match

From: [REDACTED TEXT]
Sent: 30 May 2018 17:05
To: [REDACTED TEXT])
Cc: [REDACTED TEXT]
Subject: 20180530 Letter replacing CPP28 with CPP27

[REDACTED TEXT],

Please see the letter in draft trying to ensure the cattle we wish to re-inspect are presented next week.

Any thoughts?

Thanks

[REDACTED TEXT]

203. Email 31/05/2018
Attaches 52

From: [REDACTED TEXT]
Sent: 31 May 2018 09:36

To: Cabinet Secretary for the Rural Economy and Connectivity
Cc: [REDACTED TEXT]; Turpie A (Annabel); Watson AA (Andrew); [REDACTED TEXT] Engage.are@gov.scot; Communications Rural Economy & Environment; [REDACTED TEXT] AIT Mailbox; [REDACTED TEXT]
Subject: RE: Meeting with Finlay Carson MSP

Cabinet Secretary

Note of meeting with Finlay Carson, MSP re Neil Gourlay inspection case

[REDACTED TEXT] and I met with Finlay Carson yesterday morning to discuss his concerns with the Neil Gourlay inspection case.

Mr Carson started by saying that he didn't want to get into details on the inspection itself but was keen to hear what the timeline for the lifting of the current whole herd restriction was. He said that he fully recognised the process and the need for inspection and that eventually once the inspection process was complete Mr Gourlay would likely exercise his right to appeal.

[REDACTED TEXT] set out the expected timeline:

- whole herd restriction to be lifted either yesterday or today.
- Notices of Registration (NOR's) for the circa 250 animals where there is doubt about the registration issued in next week to ten days
- Level of penalty to be determined once inspection is fully captured and processed. Notified in next two to three weeks and [REDACTED TEXT] explained the different levels of penalty that could apply

If there is any significant change to that timeline [REDACTED TEXT] undertook to let Mr Carson know.

Mr Carson stated that Mr Gourlay is adamant that his computer record (kept by Mr Gourlay) is the definitive record and that no reliance could be put on the calving books kept by the stockmen who were described as not being of the best standard. Mr Gourlay was questioning why the stockmen's records were taken into account and [REDACTED TEXT] explained to Mr Carson that because discrepancies were found in reconciling the computer record , the animal and the BCMS record other sources were used to corroborate.

Mr Carson suggested that the communication had been poor , for example suggesting that [REDACTED TEXT] had no information. [REDACTED TEXT] put that straight by informing Mr Carson that on the direct request / instruction from Mrs Gourlay we were not to continue discussing with [REDACTED TEXT].

I think that having a timeline set out achieved what Mr Carson was looking for from the meeting and as above he understands that this is a process which ultimately may end in an appeal.

Ian

p.s. we have just been notified that Mr Carson initiated an FOI request pre our meeting yesterday and only lodged by his office following the meeting. It is seeking correspondence between SG and the business, between SG and BCMS and between SG and any representatives of the company. We are on the case.

Ian

Ian Davidson
Head of Agriculture Policy Division
Agriculture and Rural Economy Directorate
D Spur
Saughton House
 [REDACTED TEXT]
Mobile: [REDACTED TEXT]
 ian.davidson@gov.scot
 D Spur, Saughton House, Broomhouse Drive EH11 3XD

_____

From: [REDACTED TEXT] **On Behalf Of** Cabinet Secretary for the Rural Economy and Connectivity
Sent: 29 May 2018 17:18
To: Davidson IS (Ian) (RAD); Cabinet Secretary for the Rural Economy and Connectivity
Cc: [REDACTED TEXT] Turpie A (Annabel); Watson AA (Andrew); [REDACTED TEXT] Engage.are@gov.scot; Communications Rural Economy & Environment; [REDACTED TEXT] AIT Mailbox; [REDACTED TEXT]
Subject: RE: Neil Gourlay and Stuart Fotheringham - cattle inspections update.

Ian, thanks.

Grateful for a note of the meeting.
[REDACTED TEXT]
Private Secretary
Cabinet Secretary for the Rural Economy and Connectivity
2N.11
St Andrews House
[REDACTED TEXT]
All e-mails and attachments sent by a Ministerial Private Office to any other official on behalf of a Minister relating to a decision, request or comment made by a Minister, or a note of a Ministerial meeting, must be filed appropriately by the recipient. Private Offices do not keep official records of such e-mails or attachments.

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From: Davidson IS (Ian) (RAD)
Sent: 29 May 2018 17:07
To: Cabinet Secretary for the Rural Economy and Connectivity
Cc: [REDACTED TEXT] Turpie A (Annabel); Watson AA (Andrew); [REDACTED TEXT]; Engage.are@gov.scot; Communications Rural Economy & Environment; [REDACTED TEXT] AIT Mailbox; [REDACTED TEXT]
Subject: RE: Neil Gourlay and [REDACTED TEXT] - cattle inspections update.

Cabinet Secretary,

Just to let you know that [REDACTED TEXT] and I are meeting Finlay Carson, MSP tomorrow re the Gourlay case.

Ian
Ian Davidson
Head of Agriculture Policy Division
Agriculture and Rural Economy Directorate
D Spur
Saughton House
 [REDACTED TEXT]
 ian.davidson@gov.scot
 D Spur, Saughton House, Broomhouse Drive EH11 3XD

From: [REDACTED TEXT]
Sent: 29 May 2018 16:34
To: Cabinet Secretary for the Rural Economy and Connectivity; [REDACTED TEXT]
Cc: [REDACTED TEXT] Turpie A (Annabel); Watson AA (Andrew); Davidson IS (Ian) (RAD); [REDACTED TEXT] Engage.are@gov.scot; Communications Rural Economy & Environment; [REDACTED TEXT] AIT Mailbox
Subject: Neil Gourlay and [REDACTED TEXT] - cattle inspections update.

PS/Cabinet Secretary

Please find below a short submission regarding 2 on-going cattle inspections/investigations.

Purpose

You are already aware of the cattle inspection involving Mr Neil Gourlay, Auchencheyne Ltd. A briefing note was sent to you 13th April 2018 (below).
 << Message: FW: Cattle inspection - RE: 75/333/0024 Auchencheyne Ltd. BRN 120201 Responsible Person-Neil Gourlay >>

You recently received an enquiry from Mr Finlay Carson, MSP which you responded to today. You have discussed with Ian Davidson and have offered further discussions between Mr Carson and officials. The note below provides the current position.

[REDACTED TEXT]

Priority

Routine.

Background/Update to both cases.

Mr Neil Gourlay, Auchencheyne Limited.

As you are aware this inspection/investigation has been on-going for some time now and a Whole Herd Movement Restriction was placed on the business until investigations could determine whether breeding records existing that could validate the information submitted to the British Cattle Movement Service at the time passports were applied for. 254 passports, over which there was serious doubt, were removed from the business and a further 43 were requested to be returned (but have not been).

The main issue surrounds the accuracy of the breeding information when two sets of contradictory records were found during the inspection. No satisfactory explanation has been given for this situation. [REDACTED TEXT] Communication has been with either other Directors of the business or with nominated representatives, including [REDACTED TEXT] and an appointed solicitor, unless Mr Gourlay has initiated/requested direct communication.

The following actions have taken place since the above briefing (mid April) -

- The 254 passports that were uplifted have been returned to BCMS awaiting the outcome of the investigation by RPID inspectorate into why there are 2 sets of contradictory records and which (if any) can be accepted as genuine. Once confirmed, BCMS can then determine if any passports can be returned or if NORs should be issued. During this period of investigation and uncertainty it is normal practise (where there are significant issues) that the entire herd is placed under restriction in order to protect human and animal health and potential buyers of stock that may subsequently turn out to have erroneous breeding and/or movement details.

- Discussions took place with [REDACTED TEXT], who was nominated to represent the business, due to [REDACTED TEXT]. This seemed to make some progress insofar as it appeared we were closer to identifying the genuine set of records which would have allowed a significant number of passports to be returned albeit not all of them.

- A further meeting took place with Mr and Mrs Gourlay and a different business representative (on Wednseday the 2nd of May). This meeting did not result in any clarity regarding which set of records (if any) are genuine and returned the position to that of mid April i.e. all 254 passports contain unreliable information and at this point in the investigations cannot be returned.

- A letter was issued by RPID Dumfries on Wednesday the 16th May confirming the position and requesting a further 43 passports be surrendered. Furthermore, RPID Dumfries communicated with the solicitor acting on behalf of the Gourlays on the Thursday the 17th May clarifying that the whole herd movement restriction would be lifted from the Auchencheyne Ltd business cattle once the animal discrepancy rate fell below 20%.

- No response has been received in relation to the above request (despite a reminder being issued on Thursday the 17th May by RPID Dumfries to the Gourlays solicitor). However, action has continued in conjunction with BCMS which will mean that approx. 254 NORs will be issued in place of the returned passports and the Whole Herd Movement Restriction will be lifted. It is anticipated that this will happen early this week (29th or 30th May). This will allow the business to trade animals that hold valid passports but obviously not those issued with NORs and/or animals with outstanding anomalies.

- A further visit will be made to the business w/b 4th of June to finalise some outstanding cattle inspection issues. I understand that the Local Authority may also be in attendance at this meeting as part of their on-going investigation [REDACTED TEXT].

In summary, the actions taken by Mr Gourlay have resulted in a significant breach of the Cattle Identification Regulations which are in place to protect Human and Animal Health and Disease Control. Mr Gourlay has been given the opportunity to clarify his actions which could have lessened the scope of the outcome. RPID recognises the significant impact that these actions may have [REDACTED TEXT]. RPID have conducted all further investigations at a pace and in a manner taking account of these sensitivities and which seemed acceptable to the business and its representatives whilst maintaining the controls required to protect the public benefits that are the purpose of the regulations. The timing of the letter from the MSP is incidental to the stage that we are now at in terms of issuing of NORs for those animals for which no reliable breeding information is available and the lifting of the whole herd restriction.

[REDACTED TEXT]

Next Steps for both cases.

We will continue to process the inspection findings with a view to establishing the implications for CAP payments and cattle passports/traceability. [REDACTED

TEXT] we will continue to proceed with caution and at a pace that balances the needs of the people involved with the requirements of the regulations.

Given the circumstances of both cases there is the possibility that there could be press interest at some point. We will provide briefing to Comms as required.

Recommendation

The Cabinet Secretary is invited to the note the position regarding Mr Gourlay in advance of his meeting with officials and the MACCS response.

[REDACTED TEXT]

[REDACTED TEXT]

[REDACTED TEXT]
Head of Cross Compliance, Livestock and Pollution Inspection Management

Scottish Government Rural Payments and Inspections Division (SGRPID)
Q1, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD

Tel – [REDACTED TEXT]
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ENDS

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Lucy Best - Senior Solicitor

Robert Oliver - Law Accountant
Marion J. Walker - Property Manageress

SGRPID,
161 Brooms Road,
DUMFRIES.
DG1 3ES

Your ref:

Our ref: CAL/AML/AUCH3/9

28 May 2018

Dear Sirs,

Auchencheyne Limited
Auchencheyne, Moniaive, Dumfries
Notice of Restriction on Movement of all Cattle

We act for Auchencheyne Limited, a private Limited Company carrying on business from Auchencheyne, Moniaive, Dumfries. On our clients' behalf we apply for review in terms of Regulation 5 of the Rural Payments (Appeals) (Scotland) Regulations 2015.

The application relates to the Herd Restriction Notice (CPPS28) reference CPH75/333/00024 dated 28th March 2018. The application applies for the recall of Herd Restriction Notice under reference to the following.

The Notice proceeds upon the basis that information as lodged by our clients in connection with the application for Cattle Movement Passports is wrong in relation to more than 20% of the animals on our clients' holding. SGRPID's view is that discrepancies exist between the applications for Cattle Passports as lodged contained incorrect dates when compared with stockman records as obtained from our clients. To the extent that discrepancies exist, no explanation has been tendered by SGRPID or its representatives as to the reasons to prefer the information contained in the stockman's records which are, in some circumstances, deficient with regard to detail and, in any event, are kept as no more than a memo to the stockman. In distinction, the information as lodged by our clients with the application for registration of cattle births is collated from information provided to them and in respect of which, mindful of the penalties involved, our clients are careful to ensure that accurate and precise information is provided.

In the circumstances, the Herd Restriction Notice is unfounded and should be recalled allowing our clients to proceed with the marketing of cattle in the normal fashion.

Yours faithfully,

63 King Street, Castle Douglas, DG7 1AG DX 590495 CASTLE DOUGLAS Tel: 01556 502391 Fax: 01556 504171
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