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SCOTTISH STATUTORY INSTRUMENTS

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**2007 No. 146**

**The Farm Woodland Premium Schemes and SFGS Farmland Premium Scheme Amendment (Scotland) Scheme 2007**

**Citation, commencement and extent**

1.—(1) This Scheme may be cited as the Farm Woodland Premium Schemes and SFGS Farmland Premium Scheme Amendment (Scotland) Scheme 2007 and shall come into force on the day after the day on which it is made.

(2) This Scheme extends to Scotland only.

**Interpretation**

2. In this Scheme—

“the 1992 Scheme” means the Farm Woodland Premium Scheme 1992(1);

“the 1997 Scheme” means the Farm Woodland Premium Scheme 1997(2); and

“the 2003 Scheme” means the SFGS Farmland Premium Scheme 2003(3).

**Final date for receipt of applications under 2003 Scheme**

3. After paragraph 4 of the 2003 Scheme, insert—

**“Final date for receipt of applications**

**4A.** The Scottish Ministers shall not approve an application under paragraph 3(1) unless that application is received by them or, as the case may be, on their behalf, prior to the coming into force of the Farm Woodland Premium Schemes and SFGS Farmland Premium Scheme Amendment (Scotland) Scheme 2007.”.

**Amendment of the 1992, 1997 and 2003 Schemes**

4.—(1) After the definition of—

(a) “converted land” in paragraph 2(1) of the 1992 Scheme;

(b) “Council Regulation 1257/1999” in paragraph 2(1) of the 1997 Scheme(4); and

(c) “Council Regulation 1257/99” in paragraph 2 of the 2003 Scheme,

insert—

““Council Regulation 1782/2003” means Council Regulation (EC) No. 1782/2003 of 29 September 2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers and

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(1) S.I.1992/905, as amended by S.I. 1997/829 and S.S.I. 2003/209.

(2) S.I. 1997/829, as amended by S.S.I. 2000/290 and 2003/209.

(3) S.S.I. 2003/209.

(4) The definition of Council Regulation 1257/1999 was inserted by S.S.I. 2000/290, regulation 4(1)(a).

amending Regulations (EEC) No. 2019/93, (EC) No. 1452/2001, (EC) No. 1453/2001, (EC) No. 1454/2001, (EC) No. 1868/94, (EC) No. 1251/1999, (EC) No. 1254/1999, (EC) No. 1673/2000, (EEC) No. 2358/71 and (EC) No. 2529/2001<sup>(5)</sup>”.

- (2) For the text of paragraph—
- (a) 9(2A) of the 1992 Scheme;
  - (b) 9(3) of the 1997 Scheme; and
  - (c) 9(3) of the 2003 Scheme,

substitute—

“Where an applicant, in the Single Payment Scheme application of that person submitted in a particular year, counts an area of converted land as set aside for the purposes of the set aside requirement, any payment due under this Scheme in October of that year, or on such other date or dates in that year where the Scottish Ministers have so decided under paragraph 10(3)(b), in relation to that converted land, shall be reduced by the amount of the set-aside payment due in relation to that area of land under the Single Payment Scheme application.”.

- (3) For the text of paragraph—
- (a) 9(2B) of the 1992 Scheme;
  - (b) 9(4) of the 1997 Scheme; and
  - (c) 9(4) of the 2003 Scheme,

substitute—

“For the purpose of this paragraph—

- (a) “Single Payment Scheme application” means the application for payment under the single payment scheme as provided for in Title III of Council Regulation 1782/2003;
- (b) “set aside payment” means, in relation to an area of land which is converted land, the payment provided for in Article 54(1) of Council Regulation 1782/2003; and
- (c) “set aside requirement” means the requirement to set aside land from production in Article 54(3) of Council Regulation 1782/2003.”.

- (4) In paragraph 10(3)(a) of the 2003 Scheme, for “Grant” substitute “Grants”.

St Andrew’s House,  
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27th February 2007

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(5) O.J. No. L 270, 21.10.2003, p.1.