
Status: Point in time view as at 26/03/2021. There are multiple versions of this provision on screen.

These apply to different geographical extents. This version of this provision has been superseded.

Changes to legislation: Regulation (EU) No 1305/2013 of the European Parliament and of the Council, Article 30 is up to date with all changes known to be in force on or before 25 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Regulation (EU) No 1305/2013 of the European Parliament and of
the Council of 17 December 2013 on support for rural development
by the European Agricultural Fund for Rural Development
(EAFRD) and repealing Council Regulation (EC) No 1698/2005

TITLE III

RURAL DEVELOPMENT SUPPORT

CHAPTER I

Measures

Article 30 **E+S+N.I.**

Natura 2000 and Water Framework Directive payments

1 Support under this measure shall be granted annually per hectare of agricultural area or per hectare of forest in order to compensate beneficiaries for additional costs and income foregone resulting from disadvantages in the areas concerned, related to ^[F1]requirements on beneficiaries which apply as a consequence of the implementation of Directives 92/43/EEC and 2009/147/EC and the Water Framework Directive].

^[F2]When calculating the payments related to the support referred to in the first subparagraph, ^[F3]the relevant authority] shall deduct the amount necessary in order to exclude double funding of the practices referred to in Article 43 of Regulation (EU) No 1307/2013. ^[F4]The relevant authority] may calculate the deduction as a fixed, average amount applied to all beneficiaries concerned carrying out the sub-measures concerned.]

2 Support shall be granted to farmers and to private forest holders and associations of private forest holders. In duly justified cases it may also be granted to other land managers.

^[X13] Support to farmers, linked to Directives 92/43/EEC and 2009/147/EC shall only be granted in relation to disadvantages resulting from requirements that go beyond the good agricultural and environmental condition provided for in Article 94 and Annex II of Council Regulation (EU) No 1306/2013 and the relevant criteria and minimum activities established pursuant to points (c)(ii) and (c)(iii) of Article 4(1) of Regulation (EU) No 1307/2013.]

4 Support to farmers, linked to the Water Framework Directive shall only be granted in relation to specific requirements that:

- a were introduced by the Water Framework Directive, are in accordance with the programmes of measures of the river basin management plans for the purpose of achieving the environmental objectives of that Directive and go beyond the measures required to implement other ^[F5]law as it applies in the constituent nation] for the protection of water;
- b go beyond the statutory management requirements and the good agricultural and environmental condition provided for in Chapter I of Title VI of Regulation (EU) No 1306/2013 and the relevant criteria and minimum activities as established pursuant to points (c)(ii) and (c)(iii) of Article 4(1) of Regulation (EU) No 1307/2013;

Status: Point in time view as at 26/03/2021. There are multiple versions of this provision on screen.

These apply to different geographical extents. This version of this provision has been superseded.

Changes to legislation: Regulation (EU) No 1305/2013 of the European Parliament and of the Council, Article 30 is up to date with all changes known to be in force on or before 25 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- c go beyond the level of protection of the [F⁶law as it applied in the constituent nation] existing at the time the Water Framework Directive was adopted F⁷... ; and
 - d impose major changes in type of land use, and/or major restrictions in farming practice resulting in a significant loss of income.
- 5 The requirements referred to in paragraphs 3 and 4 shall be identified in the programme.
- 6 The following areas shall be eligible for payments:
- a Natura 2000 agricultural and forest areas designated pursuant to Directives 92/43/EEC and 2009/147/EC;
 - b other delimited nature protection areas with environmental restrictions applicable to farming or forests which contribute to the implementation of Article 10 of Directive 92/43/EEC, provided that, per rural development programme, those areas do not exceed 5 % of the designated Natura 2000 areas covered by its territorial scope;
 - c agricultural areas included in river basin management plans according to the Water Framework Directive.
- 7 Support shall be limited to the maximum amounts laid down in Annex II.
- 8 In order to ensure that double funding, as referred to in the second subparagraph of paragraph 1 is excluded, the [F⁸appropriate authority may make regulations] laying down the calculation method to be used.

Editorial Information

- X1** Substituted by [Corrigendum to Regulation \(EU\) No 1305/2013 of the European Parliament and of the Council of 17 December 2013 on support for rural development by the European Agricultural Fund for Rural Development \(EAFRD\) and repealing Council Regulation \(EC\) No 1698/2005 \(Official Journal of the European Union L 347 of 20 December 2013\)](#).

Extent Information

- E1** This version of this provision applies to England, Scotland and Northern Ireland only; a separate version has been created for Wales only

Textual Amendments

- F1** Words in Art. 30(1) substituted (31.12.2020) by [The Rural Development \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/764\)](#), regs. 1, **5(15)(a)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Substituted by [Regulation \(EU\) 2017/2393 of the European Parliament and of the Council of 13 December 2017 amending Regulations \(EU\) No 1305/2013 on support for rural development by the European Agricultural Fund for Rural Development \(EAFRD\), \(EU\) No 1306/2013 on the financing, management and monitoring of the common agricultural policy, \(EU\) No 1307/2013 establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy, \(EU\) No 1308/2013 establishing a common organisation of the markets in agricultural products and \(EU\) No 652/2014 laying down provisions for the management of expenditure relating to the food chain, animal health and animal welfare, and relating to plant health and plant reproductive material](#).
- F3** Words in Art. 30(1) substituted (31.12.2020) by [The Rural Development \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/764\)](#), regs. 1, **5(15)(a)(ii)(aa)**; 2020 c. 1, **Sch. 5 para. 1(1)**
- F4** Words in Art. 30(1) substituted (31.12.2020) by [The Rural Development \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/764\)](#), regs. 1, **5(15)(a)(ii)(bb)**; 2020 c. 1, **Sch. 5 para. 1(1)**
- F5** Words in Art. 30(4)(a) substituted (31.12.2020) by [The Rural Development \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/764\)](#), regs. 1, **5(15)(b)(i)**; 2020 c. 1, Sch. 5 para. 1(1)

Status: Point in time view as at 26/03/2021. There are multiple versions of this provision on screen.

These apply to different geographical extents. This version of this provision has been superseded.

Changes to legislation: Regulation (EU) No 1305/2013 of the European Parliament and of the Council, Article 30 is up to date with all changes known to be in force on or before 25 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- | | |
|-----------|--|
| F6 | Words in Art. 30(4)(c) substituted (31.12.2020) by The Rural Development (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/764), regs. 1, 5(15)(b)(ii) ; 2020 c. 1, Sch. 5 para. 1(1) |
| F7 | Words in Art. 30(4)(c) omitted (31.12.2020) by virtue of The Rural Development (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/764), regs. 1, 5(15)(b)(ii) ; 2020 c. 1, Sch. 5 para. 1(1) |
| F8 | Words in Art. 30(8) substituted (31.12.2020) by The Agriculture (Legislative Functions) (EU Exit) Regulations 2019 (S.I. 2019/748), regs. 1, 60 ; 2020 c. 1, Sch. 5 para. 1(1) |

Article 30 W

Natura 2000 and Water Framework Directive payments

1 Support under this measure shall be granted annually per hectare of agricultural area or per hectare of forest in order to compensate beneficiaries for additional costs and income foregone resulting from disadvantages in the areas concerned, related to ^{F9}requirements on beneficiaries which apply as a consequence of the implementation of Directives 92/43/EEC and 2009/147/EC and the Water Framework Directive].

F10
...

2 Support shall be granted to farmers and to private forest holders and associations of private forest holders. In duly justified cases it may also be granted to other land managers.

^{X23} Support to farmers, linked to Directives 92/43/EEC and 2009/147/EC shall only be granted in relation to disadvantages resulting from requirements that go beyond the good agricultural and environmental condition provided for in Article 94 and Annex II of Council Regulation (EU) No 1306/2013 and the relevant criteria and minimum activities established pursuant to points (c)(ii) and (c)(iii) of Article 4(1) of Regulation (EU) No 1307/2013.]

4 Support to farmers, linked to the Water Framework Directive shall only be granted in relation to specific requirements that:

- a were introduced by the Water Framework Directive, are in accordance with the programmes of measures of the river basin management plans for the purpose of achieving the environmental objectives of that Directive and go beyond the measures required to implement other ^{F11}law ^{F12}... for the protection of water;
- b go beyond the statutory management requirements and the good agricultural and environmental condition provided for in Chapter I of Title VI of Regulation (EU) No 1306/2013 and the relevant criteria and minimum activities as established pursuant to points (c)(ii) and (c)(iii) of Article 4(1) of Regulation (EU) No 1307/2013;
- c go beyond the level of protection of the ^{F13}law^{F14} ... at the time the Water Framework Directive was adopted ^{F15}... ; and
- d impose major changes in type of land use, and/or major restrictions in farming practice resulting in a significant loss of income.

5 The requirements referred to in paragraphs 3 and 4 shall be identified in the programme.

6 The following areas shall be eligible for payments:

- a Natura 2000 agricultural and forest areas designated pursuant to Directives 92/43/EEC and 2009/147/EC;
- b other delimited nature protection areas with environmental restrictions applicable to farming or forests which contribute to the implementation of Article 10 of Directive 92/43/EEC, provided that, per rural development programme, those areas do not exceed 5 % of the designated Natura 2000 areas covered by its territorial scope;

Status: Point in time view as at 26/03/2021. There are multiple versions of this provision on screen.

These apply to different geographical extents. This version of this provision has been superseded.

Changes to legislation: Regulation (EU) No 1305/2013 of the European Parliament and of the Council, Article 30 is up to date with all changes known to be in force on or before 25 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- c agricultural areas included in river basin management plans according to the Water Framework Directive.

F167

F178

Editorial Information

- X2** Substituted by [Corrigendum to Regulation \(EU\) No 1305/2013 of the European Parliament and of the Council of 17 December 2013 on support for rural development by the European Agricultural Fund for Rural Development \(EAFRD\) and repealing Council Regulation \(EC\) No 1698/2005 \(Official Journal of the European Union L 347 of 20 December 2013\)](#).

Extent Information

- E2** This version of this provision applies to Wales only; a separate version has been created for England, Scotland and Northern Ireland only

Textual Amendments

- F9** Words in Art. 30(1) substituted (31.12.2020) by [The Rural Development \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/764\)](#), regs. 1, [5\(15\)\(a\)\(i\)](#); 2020 c. 1, Sch. 5 para. 1(1)
- F10** Words in Art. 30(1) omitted (W.) (26.3.2021 in so far as it relates to domestic support for rural development) by virtue of [The Agricultural Support \(Miscellaneous Amendments\) \(Wales\) \(EU Exit\) Regulations 2021 \(S.I. 2021/400\)](#), regs. 1(2), [7\(25\)\(a\)](#)
- F11** Words in Art. 30(4)(a) substituted (31.12.2020) by [The Rural Development \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/764\)](#), regs. 1, [5\(15\)\(b\)\(i\)](#); 2020 c. 1, Sch. 5 para. 1(1)
- F12** Words in Art. 30(4)(a) omitted (W.) (26.3.2021 in so far as it relates to domestic support for rural development) by virtue of [The Agricultural Support \(Miscellaneous Amendments\) \(Wales\) \(EU Exit\) Regulations 2021 \(S.I. 2021/400\)](#), regs. 1(2), [7\(25\)\(b\)\(i\)](#)
- F13** Words in Art. 30(4)(c) substituted (31.12.2020) by [The Rural Development \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/764\)](#), regs. 1, [5\(15\)\(b\)\(ii\)](#); 2020 c. 1, Sch. 5 para. 1(1)
- F14** Words in Art. 30(4)(c) omitted (W.) (26.3.2021 in so far as it relates to domestic support for rural development) by virtue of [The Agricultural Support \(Miscellaneous Amendments\) \(Wales\) \(EU Exit\) Regulations 2021 \(S.I. 2021/400\)](#), regs. 1(2), [7\(25\)\(b\)\(ii\)](#)
- F15** Words in Art. 30(4)(c) omitted (31.12.2020) by virtue of [The Rural Development \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/764\)](#), regs. 1, [5\(15\)\(b\)\(ii\)](#); 2020 c. 1, Sch. 5 para. 1(1)
- F16** Art. 30(7) omitted (W.) (26.3.2021 in so far as it relates to domestic support for rural development) by virtue of [The Agricultural Support \(Miscellaneous Amendments\) \(Wales\) \(EU Exit\) Regulations 2021 \(S.I. 2021/400\)](#), regs. 1(2), [7\(25\)\(c\)](#)
- F17** Art. 30(8) omitted (W.) (26.3.2021 in so far as it relates to domestic support for rural development) by virtue of [The Agricultural Support \(Miscellaneous Amendments\) \(Wales\) \(EU Exit\) Regulations 2021 \(S.I. 2021/400\)](#), regs. 1(2), [7\(25\)\(c\)](#)

Status:

Point in time view as at 26/03/2021. There are multiple versions of this provision on screen. These apply to different geographical extents. This version of this provision has been superseded.

Changes to legislation:

Regulation (EU) No 1305/2013 of the European Parliament and of the Council, Article 30 is up to date with all changes known to be in force on or before 25 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.