

Regulation (EU) No 1307/2013 of the European Parliament and of the Council of 17 December 2013 establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy and repealing Council Regulation (EC) No 637/2008 and Council Regulation (EC) No 73/2009

### TITLE III

## BASIC PAYMENT SCHEME, SINGLE AREA PAYMENT SCHEME AND RELATED PAYMENTS

### CHAPTER 1

#### *Basic payment scheme and single area payment scheme*

#### *Section 3*

#### *Implementation of the basic payment scheme*

#### *Article 33*

### **Declaration of eligible hectares**

1 For the purposes of the activation of payment entitlements provided for in Article 32(1), the farmer shall declare the parcels corresponding to the eligible hectares accompanying any payment entitlement. Except in the case of force majeure or exceptional circumstances, the parcels declared shall be at the farmer's disposal on a date fixed by the [<sup>F1</sup>relevant authority], which shall be no later than the date fixed in that [<sup>F2</sup>constituent nation] for amending the aid application as referred to in Article 72(1) of Regulation (EU) No 1306/2013.

2 [<sup>F3</sup>The relevant authority] may, in duly justified circumstances, authorise the farmer to modify his declaration provided that he maintains at least the number of hectares corresponding to his payment entitlements and respects the conditions for granting the payment under the basic payment scheme for the area concerned.

---

#### **Textual Amendments**

- F1** Words in Art. 33(1) substituted (31.1.2020) by [The Rules for Direct Payments to Farmers \(Amendment\) Regulations 2020 \(S.I. 2020/91\)](#), regs. 1(2), **5(9)(a)(i)**
- F2** Words in Art. 33(1) substituted (31.1.2020) by [The Rules for Direct Payments to Farmers \(Amendment\) Regulations 2020 \(S.I. 2020/91\)](#), regs. 1(2), **5(9)(a)(ii)**
- F3** Words in Art. 33(2) substituted (31.1.2020) by [The Rules for Direct Payments to Farmers \(Amendment\) Regulations 2020 \(S.I. 2020/91\)](#), regs. 1(2), **5(9)(b)**

**Changes to legislation:**

There are outstanding changes not yet made to Regulation (EU) No 1307/2013 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- rt. 52(9) substituted by [S.R. 2021/42 reg. 19\(2\)\(c\)](#)
- Regulation amendment to earlier affecting provision 2020 asp17, ss. , 5 by [2024 asp 11 s. 2325](#)
- Regulation amendment to earlier affecting provision 2020 asp17, ss. 2, 5 by [2024 asp 11 s. 2225](#)
- Regulation amendment to earlier affecting provision 2020 asp17, ss. 4, 5 by [2024 asp 11 s. 2425](#)
- Regulation power to modify conferred by [2023 asc 4 s. 16](#)
- Regulation power to modify conferred (temp.) by [2020 asp 17 s. 2](#)
- Regulation power to modify conferred (temp.) by [2020 asp 17 s. 3](#)
- Regulation power to modify conferred (temp.) by [2020 asp 17 s. 4](#)
- Regulation revoked by [S.I. 2023/1430 Sch. 3 para. 1 Table 1](#)
- Art. 33(1) words substituted by [S.I. 2019/207 reg. 5\(16\)\(a\)\(i\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a))
- Art. 33(1) words substituted by [S.I. 2019/207 reg. 5\(16\)\(a\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a))
- Art. 33(2) words substituted by [S.I. 2019/207 reg. 5\(16\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a))

**Changes and effects yet to be applied to the whole legislation item and associated provisions**

- Art. 1(b)(i) words omitted by [S.I. 2019/207 reg. 3\(1\)\(a\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a))
- Art. 1(b)(v) omitted by [S.I. 2019/207 reg. 3\(1\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a))
- Art. 1(b)(x) omitted by [S.I. 2019/207 reg. 3\(1\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a))
- Art. 1(b)(iii) omitted by [S.S.I. 2020/460 reg. 2\(2\)](#)
- Art. 1(b)(iii) omitted by [S.I. 2020/1513 reg. 2\(2\)\(a\)](#)
- Art. 1(b)(vii) omitted by [S.I. 2020/1513 reg. 2\(2\)\(b\)](#)
- Art. 1(b)(viii) omitted by [S.I. 2019/207 reg. 3\(1\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a))
- Art. 1(b)(ii) omitted by [S.I. 2019/207 reg. 3\(1\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP

- completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a)
- art. 1(b)(iv) omitted by [S.R. 2021/42 reg. 4\(2\)](#)
- Art. 1(b)(iv) omitted by [S.I. 2020/1387 reg. 5\(2\)](#)
- Art. 1(b)(ix) omitted by [S.I. 2019/207 reg. 3\(1\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a)
- art. 4(1)(a) words substituted by [S.R. 2021/42 reg. 13\(2\)\(a\)](#)
- art. 4(1)(b) words substituted by [S.R. 2021/42 reg. 13\(2\)\(b\)](#)
- art. 4(1)(c)(i) word inserted by [S.R. 2021/40 reg. 2\(2\)\(a\)\(i\)\(aa\)](#)
- Art. 4(1)(c)(i) word inserted by [S.I. 2020/1513 reg. 2\(3\)\(a\)\(i\)\(aa\)](#)
- art. 4(1)(c)(iii) omitted by [S.R. 2021/40 reg. 2\(2\)\(a\)\(i\)\(cc\)](#)
- Art. 4(1)(c)(iii) omitted by [S.I. 2020/1513 reg. 2\(3\)\(a\)\(i\)\(cc\)](#)
- Art. 4(1)(c)(iii) words substituted by [S.I. 2019/207 reg. 3\(3\)\(c\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a)
- art. 4(1)(c)(ii) words omitted by [S.R. 2021/40 reg. 2\(2\)\(a\)\(i\)\(bb\)](#)
- Art. 4(1)(c)(ii) words omitted by [S.I. 2020/1513 reg. 2\(3\)\(a\)\(i\)\(bb\)](#)
- Art. 4(1)(c)(ii) words substituted by [S.I. 2019/207 reg. 3\(3\)\(c\)\(i\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a)
- art. 4(1)(t) inserted by [S.R. 2021/40 reg. 2\(2\)\(a\)\(ii\)](#)
- art. 4(2)(b) omitted by [S.R. 2021/40 reg. 2\(2\)\(b\)](#)
- art. 5A inserted by [S.R. 2021/40 reg. 2\(3\)](#)
- art. 5A(4) words substituted by [S.R. 2021/42 reg. 21\(2\)](#)
- art. 7A omitted by [S.R. 2021/40 reg. 2\(4\)](#)
- Art. 11(4A)(4B) inserted by [S.S.I. 2020/460 reg. 2\(6\)\(b\)](#)
- Art. 11A inserted by [S.I. 2021/407 reg. 3\(3\)](#)
- Art. 11A substituted by [S.I. 2022/407 reg. 2](#)
- Art. 11A substituted by [S.I. 2023/456 reg. 3](#)
- Art. 14(3) inserted in earlier amending provision S.I. 2019/207, reg. 4(8) by [S.I. 2019/812 reg. 2\(2\)\(b\)](#)
- art. 21(b) words omitted by [S.R. 2021/40 reg. 2\(8\)](#)
- Art. 24(1)(a)(i) word substituted by [S.I. 2019/207 reg. 5\(4\)\(b\)\(iii\)\(bb\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a))
- Art. 24(1)(a)(i) words inserted by [S.I. 2019/207 reg. 5\(4\)\(b\)\(iii\)\(cc\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a))
- Art. 24(1)(a)(i) words substituted by [S.I. 2019/207 reg. 5\(4\)\(b\)\(iii\)\(aa\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a))
- Art. 24(1)(a)(ii) omitted by [S.I. 2019/207 reg. 5\(4\)\(b\)\(iv\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/207 revoked (31.12.2020 immediately before IP completion day) by The Agriculture (Payments) (Amendment, etc.) (EU Exit) Regulations 2020 (S.I. 2020/1445), regs. 1(2)(b), 24(a))
- art. 30(7)(f) words omitted by [S.R. 2021/40 reg. 2\(12\)\(d\)](#)
- art. 30(10a) inserted by [S.R. 2021/42 reg. 10\(2\)](#)
- art. 30(10b) inserted by [S.R. 2022/1 reg. 3\(2\)](#)

- art. 30(12) inserted by [S.R. 2022/1 reg. 2\(2\)](#)
- Art. 31(1)(a) omitted by [S.S.I. 2023/308 reg. 2](#)
- art. 31(1)(a)(i) omitted by [S.R. 2021/40 reg. 2\(13\)](#)
- Art. 31(1)(b) omitted by [S.S.I. 2023/308 reg. 2](#)
- Art. 32(2)(b)(ia) inserted by [S.I. 2023/718 reg. 2\(2\)\(b\)](#)
- Art. 32(2)(b)(ii) word omitted by [S.I. 2022/706 reg. 3\(a\)\(i\)](#)
- Art. 32(2)(b)(ii) words omitted by [S.I. 2023/718 reg. 2\(2\)\(a\)](#)
- Art. 32(2)(b)(iv)(v) inserted by [S.I. 2022/706 reg. 3\(a\)\(ii\)](#)
- art. 32A inserted by [S.R. 2021/42 reg. 4\(4\)](#)
- art. 35(1)(h) omitted by [S.R. 2021/40 reg. 2\(16\)](#)
- Art. 46(2)(h) substituted by [S.S.I. 2022/279 reg. 2\(2\)\(a\)](#)
- art. 50(2a) inserted by [S.R. 2021/42 reg. 10\(3\)](#)
- art. 52(11) omitted by [S.R. 2021/42 reg. 19\(2\)\(e\)](#)