
SCOTTISH STATUTORY INSTRUMENTS

2004 No. 70

**The Less Favoured Area Support
Scheme (Scotland) Regulations 2004**

Transfer of a holding

7.—(1) In determining eligible land under regulation 6(1), the decision of the Scottish Ministers shall be in accordance with Article 50 of Commission Regulation 2419/2001 as appropriate.

(2) For the purpose of paragraph 6 of Article 50 of Commission Regulation 2419/2001, the Scottish Ministers shall grant less favoured area support to the transferor of a holding, if the transferor—

- (a) fulfils the conditions laid down by paragraphs 2 to 5 of Article 50 of Commission Regulation 2419/2001; and
- (b) has been in continuous occupation of the holding for a period of not less than 183 calendar days in the Scheme Year concerned.

Changes to legislation:

The Less Favoured Area Support Scheme (Scotland) Regulations 2004, Section 7 is up to date with all changes known to be in force on or before 23 May 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.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Instrument rev by [S.S.I. 2005/569 reg 26](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch 2 Pt I para 1A added by [S.S.I. 2005/64 regs 215\(a\)\(i\)17](#)
- Sch 2 Pt I para 14 added by [S.S.I. 2005/64 regs 215\(a\)\(ii\)17](#)