
SCOTTISH STATUTORY INSTRUMENTS

2005 No. 143

**The Common Agricultural Policy Single Farm Payment
and Support Schemes (Scotland) Regulations 2005**

PROSPECTIVE

PART 7

Amendments, Revocations and Savings

Amendment of the Cross-Compliance Regulations

26.—(1) The Cross-Compliance Regulations are amended in accordance with paragraphs (2) to (4).

(2) At the end of the definition of “authorised person” in regulation 2(1), add “, or under Article 32(2) of Commission Regulation (EC) No. 795/2004 as amended⁽¹⁾ (which requires additional standards of good agricultural and environmental condition to be established as conditions for set-aside)”.

(3) After regulation 4, insert—

“Permanent pasture

4A.—(1) If it is established that the ratio in Article 3(1) of the Commission Regulation is decreasing, the Scottish Ministers must prohibit a farmer from converting land under permanent pasture, in accordance with Article 4(1) of the Commission Regulation.

(2) If it is established that the obligation in Article 3(2) of the Commission Regulation cannot be met, the Scottish Ministers must oblige a farmer to re-convert land to permanent pasture in accordance with Article 4(2) of the Commission Regulation.

(3) In this regulation, “permanent pasture” has the meaning given to it in Article 2(2) of the Commission Regulation.”.

(4) In paragraph 1(2)(b) of the Schedule, for “indicate” substitute “allow”.

Commencement Information

II Reg. 26 in force at 18.4.2005, see [reg. 1\(1\)](#)

⁽¹⁾ O.J. No. L 141, 30.4.2004, p.1, amended by Commission Regulation (EC) No 1974/2004 (O.J. No. L 345, 20.11.2004, p.85).

Status:

This version of this provision is prospective.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Common Agricultural Policy Single Farm Payment and Support Schemes (Scotland) Regulations 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulations revoked by [S.S.I. 2011/416 Sch. 3](#)
- reg. 26 coming into force by [S.S.I. 2005/143 reg. 1\(1\)](#)
- reg. 26 revoked by [S.S.I. 2011/415 reg. 12\(b\)](#)

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. 6 inserted by [S.S.I. 2009/391 reg. 14](#)
- reg. 22(1A) inserted by [S.S.I. 2009/391 reg. 11\(2\)](#)